

Vocabularium iurisprudentiae romanae

Otto Gradenwitz,
Bernhard Kübler,
Ernst Theodor ...

v. 1, Pt. 4
c. 2

VOCABULARY ROM. 1, 4

AD 5 78 33

IN MEMORIAM

THEODORI MOMMSEN

QVI HOC OPVS FVNDAVIT

VOCABVLARIVM IVRISPRVDENTIAE ROMANAE

IVSSV

INSTITVTI SAVIGNIANI

COMPOSITUM

TOMVS I

A—C



BEROLINI

TYPIS ET IMPENSIS GEORGII REIMERI

MCMIII

PRAEMONENDA.

Indice Digestorum, qui publicis impensis iussu moderatorum rerum nostrarum confectus in Bibliotheca Regia Berolinensi adservatur, paene ad finem perducto et ita quasi fundamentis operis iactis a. MDCCCLXXXVII iussu Instituti Savigniani Ottoni Gradenwitz, Bernardo Kuebler, Ernesto Theodoro Schulze mandatum est, ut schedis Indicis usi adsumptis ceteris iurisprudentiae Anteinstinianae reliquiis Vocabularium Iurisprudentiae Romanae ederent. Hi laborem inter se ita partiti, ut Gradenwitz vocabula ad ius Romanum specialiter pertinentia sibi retineret, duo reliqui cetera discriberent ac digererent nomine auctoris ad singula vocabula adscripto, a. MDCCCLXXXIV primum fasciculum ediderunt. Cum iam fasciculus alter typis mandari coeptus esset, primum Schulze, deinde Gradenwitz, alter privata necessitate coactus, alter muneribus professorum Regimontanae nuper ad eum delatae impeditus, a mandatoribus obtinuerunt, ut ab opere instituto recederent. Itaque in locum Schulzii substitutus est Rudolfus Helm, partem Gradenwitzii suscepit Kuebler. Per has moras post longum demum intervallum editio continuata est. Alterius fasciculi, qui prodit a. MDCCCLXXXVIII, componendi Gradenwitz et Schulze ita particeps fuerunt, ut prioris partis vocabula non solum conficerent, sed etiam plagulas typis descriptas emendarent, atque Gradenwitz quidem usque ad pag. 134, 31, Schulze usque ad pag. 192, 50, cetera autem, quae magna ex parte iam composuerant, successoribus edenda relinquerent. Propterea haec vocabula, quoniam ab altero conscripta, ab altero edita sunt, duplici littera sunt subsignata, quarum prior auctor significatur, altera unius inclusa editor.

Tertium fasciculum ('amitto' — 'eterum') Kuebler et Helm publici iuris fecerunt a. MDCCCXXXIX. Iam paulo ante Helm quoque opus Vocabularii iuridici tanquam alienum ab suis studiis detreterat. Itaque Kuebler solus relictus totum hunc primum perfecit. Is omnia vocabula ab littera C incipientia elaboravit exceptis his: 'capio', quod composuit Gradenwitz, 'culpa' 'custodia' 'custodio', quae debentur operae Erici Volkmar, Referendarii Regii et Doctoris Iuris. Haec litteris auctorum (G, V) subsignata sunt, ceterorum subsignationem auctor insuper habuit.

EXPLICATIO NOTARUM.

Vocabularium Iurisprudentiae Romanae continet vocabula, quae exstant in Digestis Iustiniani, Gai Institutionibus, Ulpiani libro singulari Regularum, Pauli Sententiis, praeterea in excerptis Ictorum, quae in fragmentis Vaticanis, Collatione legum Mosaicarum et Romanarum, Consultatione veteris cuiusdam iuriconsulti tradita sunt, enumeratis locis, quoad fieri potuit, omnibus. Digestorum loci citantur secundum paginas et versus editionis Mommsenianae maioris ita, ut numerus maior significet paginam, minor versus; cum numero minori lineola superducta est (1,3), locus indicatus legitur in tomo secundo editionis Mommsenianae. Singulis locis nomina Iurisconsultorum addita sunt servato ordine chronologico, qualis constitutus est in secundo Indico Palingenesiae Leneliana, nisi quod Ulpianus in Vocabulario antecedit Paulum. Qui loci interpolati esse videntur, ii ita significantur, ut nomini Iuriconsulti addatur aut numero praescribatur (*Trib.*) vel (*Trib.f.*). Cetera scripta citantur, sicut moris est, secundum libros titulos paragraphos, ac libri quidem Gai et Pauli atque tituli Ulpiani numeris, quos dicimus Romanos, titulo operis omisso. Significat igitur e. c.

Gai. 3, 15: Gaius volumine primo Digestorum ed. Momms. mai. pag. 3 vers. 15.

Gai. 17, 31: Gaius volumine secundo Digestorum ed. Momms. mai. pag. 17 vers. 21.

Gai. III, 15: Gaius libro tertio Institutionum paragrapho 15.

Si numerus uncinis inclusus est, velut *Ulp.* (210, s), intellegendum est hunc locum in eodem articulo iam antea citatum esse vel postea iterum citatum iri; idem significatur, cum numero additum est (v. s.) vel (v. i.). Verba Ictorum, quae adferuntur, litteris rectis expressa sunt, ea, quae editores Vocabularii adnotant, litteris *curvis*. Ceterum nisi sumus abbreviationibus fere his:

add. = addidit vel addas.

adm. = adnotatio etc.

cit. = citat.

coll. = Mos. et Rom. legum collatio.

coni. = coniecit vel coniectura.

cons. = consultatio vet. cuiusd. iuriconsulti.

(l.) corr. = locus corruptus.

def. = definitio vel definit.

del. = deleuit vel delendum.

e. g. = exempli gratia.

Ed. = Edictum.

ep. = epistula.

exc. = exceptio.

fort. = fortasse.

form. = formula.

i. s. = id est.

ins. vel inser. = inseruit vel inseras.

Inst. = Institutiones Iustiniani.

lin. cf. vers.

p. vel pag. 59, 17 = pagina 59 vocabularii, versus 17.

part. = partim.

pass. = passiva forma usurpatum.

rest. = restitutum.

s. (v.) = sub (verbo).

SC = senatus consultum.

sc. = scilicet.

semp. = semper.

sim. = similiter.

stip. = stipulatio.

suppl. = suppleas vel supplementum etc.

test. = testamentum.

v. vel vid. = videas.

vr. = verba.

vat. = fragmenta Vaticana.

vers. vel lin. 35 = versus vel linea 35 in eadem vocabularii pagina, in qua nota invenitur.

v. i. = videas infra.

v. s. = videas supra.

Signo ¶ appposito loci singulares distinguuntur.

V. fere = *utique, nam*. vinum cum vasis legavit. negat Trebatius quod in dolis sit deberi et sensum testatoris alium putat esse, verborum alium: ceterum dolin in vasis vinariis non esse (essent *codd.*) *Proc.* 123, ff. nobis aliquando placebat non alias ex vendito propter poenam homini irrogatam agi posse, quam si pecuniae ratione venditoris interesset, veluti quod poenam promississet: ceterum viro bono non convenire credere venditoris interesse, quod animo saevientis satisfactum non fuisset *Pap.* 542, p. *sim.* *Ven.* 605, ff. *Ulp.* 88, ff. (474, 30? 482, 317). 699, 19. 737, 35. 266, 33. 376, 33. 380, ff. 508, 30. 519, 30. 575, 33. 583, ff. (*del. Mo.*). 595, ff. 746, 3. 808, 33. *Paul.* 520, s. IV, 8, 20 (22) = *coll.* 16, 3, 20. — *Locus mutilus*: *Ulp.* *eat.* 335.

chalbane. (ghalbane *F.*) *idem, quod galbanum*, succus e ferula Syriaca resinae modo stillans. ad veticgal pertinens *Marcian.* 407, ff.

charta. delecticia, epistularis, nova, pura, universa *vid. s. h. verbis.* — chartae membranaeque *sim.* *Gai.* 490, ff. ff. 30. *Ulp.* 88, ff. 310, 33. *Paul.* III, 6, 87. IV, 7, 6. — chartae appellatio et ad novam chartam refertur et ad delecticam *Ulp.* 312, 33. 33. in usu plerique libros chartas appellant *Ulp.* 89, 3. ~ librorum appellatione continentur omnia volumina sive in charta sive in membrana sint *Ulp.* (88, 33). non volumina chartarum, sed scripturae nodus aestimatur *Paul.* III, 6, 87. ~ tabularum appellatione chartae quoque continentur *Paul.* (IV, 7, 6). *cf. Ulp.* (310, 33). ~ chartis legatis libri non debebantur *Ulp.* 89, 3. neque papyrus ad chartas paratum neque chartae nondum perfectae continebantur *Ulp.* 89, ff. ff. ff. nemo dicit scriptas et libros iam factos legato cedere *Ulp.* 94, ff. ~ libris legatis chartae purae non debentur *Ulp.* 89, 3. chartae volumina continentur *Paul.* (III, 6, 87). ~ penoris sunt chartae epistolares *Ulp.* 138, ff. chartae ad rationculam vel ad logarium paratae *Ulp.* 138, ff. — litterae chartis cedunt *Gai.* (490, ff. 30). quod in charta men scribitur, statim meum fit *Paul.* 205, s. *cf. Gai.* (490, ff.). *Scæv.* 165, s. *Ulp.* 331, 19. 30. 21. — chartas legare *Ulp.* 89, 7 (puras). relinquere *Ulp.* 89, 4. 4 (universas). — id quod iurisdictionis perpetuae causa in albo vel in charta. propositum erit *Ulp.* 40, 22.

chartaceus. chartacei codices *Ulp.* 88, 33.

chartaticum. (chartaticum *Mo.*) chartaticum quibusdam officialibus inde (ex panniculis) subscibere debent praesides *Ulp.* 855, 33.

chartula. quod in chartulis (cartulis *C*) sive membranis meis aliquis scripserit. . . meum esse, quia litterae chartulis (cartulis *C*) sive membranis cedunt *Gai.* II, 77. 77.

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chasma. chasmate interit pars frudi *Scæv.* 540, 22. perit fundus *Ulp.* 14, 4. agri portio *Ulp.* 932, ff. perierunt praedia *Ulp.* 130, 30.

chelynia. lapis pretiosus. chelyniae (chelynia *Mo.*) pertinent ad veticgal *Marcian.* 407, ff.

chirographarius. creditor chirographarius *Paul.* 555, 33. V, 26, 4.

chirographum. alienum, aliud, cetera, inanis, plura, proprium *vid. s. h. verbis.* — I. *Notabilia.* singulos testes, qui in testamento adhibentur, proprio chirographo adnotare convenit *Paul.* 819, s. alienum chirographum imitari *Paul.* 828, 33. ~ chirographis aut rationibus debitor *Scæv.* (test.) 165, ff. chirographis et syngraphis *Gai.* III, 134. domestica cautione vel (et) chirographo *Iul.* 29, 3. *Call.* 876, 30. per epistulam vel testationem vel chirographum *Scæv.* 340, ff. instrumenta vel chirographa, acta etiam ad ius privatorum pertinentia *Paul.* 883, ff. tabulae vel chirographum *Marcell.* 417, 33. rationes acta libellos alium propositum testationes cautiones chirographa epistolas *Paul.* (*Lex Corn.*) V, 25, 5. ~ chirographa debitorum *Iul.* 416, 33. *Scæv.* 772, 33. 100, 1. *Ulp.* 343, s. servi *Ulp.* 457, 30. praediorum *Scæv.* 100, 3. solutionum *Scæv.* 557, 30. tributorum fundi solutorum *Scæv.* 557, 30. ~ chirographa aureorum decem *Ulp.* (*Trib.*) 744, 3. quibus quadraginta debebantur, alterum centum, alterum trecentum *Scæv.* 715, ff. magnae pecuniae *Hadr.* *Ulp.* 855, 33. ~ ob accusandum *Macer* 838, ff. — II. *Loci secundum casum ordinem digesti (loci repetuntur).* 1) *Nominativus.* heredibus vel legatariis testamenta paene chirographa sunt *Ulp.* 290, s. si chirographa tabulae (sublata *emend. Mo.*) fuerint *Ulp.* (*Trib.*) 744, 1. (tabulas) vel chirographum inanes esse volo *Marcell.* 417, 33. chirographa veniunt *Ulp.* 12, ff. — 2) *Accusativus (vel Nominativus in passiva constructione).* chirographum (chirographa) cancellare *Mod.* 647, 1. cavere *Scæv.* (715, ff. ff.). *Ulp.* 402, 33. (facere *F.*) condero in lateralibus *Scæv.* 100, 7. 3. conscribere *Paul.* (627, 33). corrumpere *Ulp.* 343, s. dare *Iul.* 416, 33. 33. *Gai.* 179, 33. *Scæv.* 557, 30. (test.) 67, s. *Ulp.* 157, 46. 42. *Macer* 838, ff. (ob accusandum). delere *Ulp.* 290, 30. *Paul.* 289, 33. deleverit mutaverit subiecerit subscripserit *Paul.* (*Lex Corn.*) V, 25, 5. apud se deposita habere *Scæv.* 557, 33. donare *Iul.* (416, 33). exigere *Scæv.* 100, 3. exurere *Scæv.* 772, 33. imitari *Paul.* 828, 33. facere inane solutione *Ulp.* 335, 33. habere in sinu *Hadr.* *Ulp.* 855, 33. habere deposita *vid. supra.* legare *Iul.* 90, 33. *Scæv.* (test. 67, 3). *Ulp.* 12, 36. mandare nummulario *Scæv.* 72, 31. perscribere sua manu *Mod.* 586, 11. (*cf. 10*). petere *Iul.* 416, 33.

profferre *Call.* 877, 3. reperire *Paul.* 627, 38. scribere *Ulp.* 402, 20. restituere postulantibus *Paul.* 883, 11. vendere *Iul.* 90, 37. velut chirographum retinere *Ulp.* 671, 10. ~ per chirographum assignare liberum *Scaev.* 340, 11. — 3) *Genetivus*. chirographi appellatio *Iul.* 90, 37. centum *Scaev.* 715, 28. furtum *Ulp.* 744, 11. instrumentum *Mod.* 586, 10. quantitas *Ulp.* 744, 11. tabulae *Iul. (test.)* 24, 11. — 4) *Dativus*. chirographo subscribere *Ulp.* 457, 30. — 5) *Ablativus*. ut alio chirographo salvo securior sit creditor *Ulp.* 744, 11. chirographo accipere mutuum *Scaev. (test.)* 164, 33 (siue chirographo *Mo.*). *Mod.* 642, 10. adnotare *Paul.* 819, 5. cavere *Call.* (877, 1). debitorem esse *Scaev. (test.)* 165, 18. sit litterarum obligatio *Gai.* III, 134. se obligare *Iul.* 29, 9. fere = *Call.* 876, 30. ~ ex chirographis cavere *Scaev.* 715, 13. debetur *Iul.* 416, 37. integra manet actio *Scaev.* 715, 13 (del. *Mo.*). 13. exceptio obstat *Scaev.* 637, 13. ex duobus chirographis ut unus centum sibi mitterentur scripsit *Scaev.* 715, 31.

chlamys. vestimentum puerile *Ulp.* 152, 33.

choma. in Aegypto qui chomata rampit vel dissolvit (hi sunt aggeres, qui solent aquam Niloticam continere), plectitur extra ordinem *Ulp.* 785, 13. chomata (commata *Mo.*) et diacopi *Ulp.* 785, 31.

chorus. cum eiusdem generis plures res simul veneant, veluti comodi vel chorus *Afr.* 613, 11. si chorus aut familia legetur *Cels.* 95, 13.

chrysolithus. est gemma perlicidae materiae *Ulp.* 152, 1.

cibarium. annuum, menstruum *vid. s. his verbis*. — cibaria adferre pecudibus *Ulp.* 287, 20. c. iumentorum *Ulp.* 138, 2. 13. cf. *Pomp.* 706, 10. ceterum dictum de victu hominum. cibaria et vestimenta *Scaev.* 318, 10. 10. 105, 30. 144, 17. 145, 30. 37. 39. 146, 1 (et habitatio). 13. 39. 33. 38. 147, 3. 2. 13. 33. *Pap.* 143, 33. *Paul.* 144, 7. 11. 13. *Mod.* 142, 33. 33. 143, 7. 2. cibaria et vestitus et habitatio *Iac.* 143, 17. diaria vel cibaria *Ulp.* 147, 13. alimenta vel cibaria *¶* 142, 2. — *Loci secundum casuum ordinem dispositi (loei repetuntur)*. 1) *Nominativus*. cibaria sunt in numero eorum, quae consumendi causa imposita erant *Paul.* 419, 32. cedunt instrumento *Paul.* III, 6, 37. cf. *Ulp.* 125, 37. 30. non cedunt penori cibaria iumentorum, quae agris deserviebant vel locabantur *Ulp.* 138, 10. penuli continentur *Ulp.* 138, 1. 7 (textorum et textricum). 2 (iumentorum, quae usibus domini et amicorum deserviunt). minuunt dotem *Ner.* 732, 60 (dotalibus mancipia data). — 2) *Accusativus*. cibaria accipere *Scaev.* 145, 13. 39. 147, 31. *Mod.* 143, 3. adferre pecudibus *Ulp.* 287, 20. agnoscere *Ulp.* 334, 10. consequi *Paul.* 488, 30. dare *Ner.* (732, 40).

Afr. 462, 30. *Scaev.* (713, 10. 67, 30). 146, 30. 147, 11 (per fideicommissum). *Ulp.* 470, 1 (ex con.). XXII, 26 (cibarium *C.*). *Paul.* (611, 37). *Marcian.* 33, 1. *Mod.* 143, 11. dare praestare *Scaev. (test.)* 145, 30. (test.) 146, 11. debere *Iac.* 143, 17. *Scaev.* 105, 30. 145, 34. 147, 33. 264, 30. 31. *Paul.* 144, 11. III, 6, 43. impatore *Paul.* 611, 37. legare *Afr.* 188, 30. (¶ 142, 2). parare victus magis quam colendi causa *Ulp.* 125, 30. percipere *Mod.* 142, 33. praestare *Pomp.* 706, 10. *Scaev.* 67, 30. 144, 17. 145, 30. 31. (30). 37. 146, 30. 33. (test.) 147, 11. *Ulp.* 470, 1. 796, 30. *Paul.* 303, 37. *Mod.* 143, 1. (test.) 13. 13. recusare *Ulp.* 334, 11. relinquere *Scaev.* 146, 3. *Pap.* 143, 33. *Ulp.* 147, 13. *Paul.* 144, 7. *Mod.* 143, 13. repetere *Scaev.* 713, 10. ~ ad cibaria paratum frumentum et vinum *Ulp.* 125, 11. ~ extra cibaria sumptus in iter vel navigationem faciendi *Paul.* 203, 3. ~ in cibaria nautarum creditum *Ulp.* 591, 11. ~ praeter (propter *Hal.*) cibaria in nummo dare *Scaev.* 147, 1. ~ propter cibaria necessaria est deminutio *Ulp.* 182, 30. — 3) *Genetivus*. cibariarum exactio *Mod. coll.* 10, 2, 5. impendia *Gai.* 227, 10. 405, 37. impensae *Gai.* 405, 30. legatum *Scaev.* 318, 10. partes tertiae *Scaev.* 147, 3. quantitas *Paul.* 144, 11. *Mod.* 142, 33. ~ cibarii nomine dare *Pomp. (test.)* 103, 7. praestari *Scaev. (test.)* 145, 17. cibariarum nomine consumere triticum *Ulp.* 452, 13. experiri *Mod.* 476, 30. coll. 10, 2, 5. legare *Scaev. (Trib.)* 146, 37. 147, 33. praestari *Scaev.* 318, 10. relinquere *Scaev.* 146, 33. — 4) *Dativus*. cibariis cultorum paratum frumentum *Ulp.* 125, 30. — 5) *Ablativus*. a cibariis nihil differt causa seminis *Ulp.* 125, 30. ~ de cibariis *¶* 142, 2. quaeritur *Scaev.* 713, 10. ~ ex cibariis deprehendere *Paul.* 99, 10. ~ in cibariis pendere *Pomp.* 706, 10. superfluum est *Mod.* 143, 3. ~ pro cibariis relinquere *Pomp.* 103, 30. per arbitrium indemnitate posse servari *Cels.* 554, 30.

cibus. cibum potum vestitum tectum mulieri praestat (curator ventris) *Ulp.* 303, 2. cf. *Herm.* 911, 13. ad cibum pertinet verbum 'vivere' *Gai.* 954, 31. de cibo tantum testator sensit diariis vel cibariis relictis *Ulp.* 148, 1.

cicatrix. notae verbo etiam cicatrices continentur *Ulp.* 345, 11. cicatricem evidentem et periculosam habebat vel in capite vel in alia parte corporis *Ulp.* 605, 30. cicatriculum nulla fit aestimatio *Gai.* 296, 31. servum cicatricibus deformare non licet usufructuario *Ulp.* 222, 1.

cicuta. si cui temere cicutam dederint pligentarii, poena legis *Corneliae de sicariis et veneficiis* tenentur *Marcian.* 819, 30.

cilicium. cilicia vela aedium non sunt *Ulp.* 551, 10. vela Cilicium instrumenti esse *Cassius*, quae

ideo parantur, ne aedificia vento vel pluvia laborent
Ulp. 126, 3.

cingere. licio cinctus *Gai.* III, 192. serica et bombycina. . . operiendi cingendi sternerendi incindi que causa parata *Paul.* III, 6, 79. ~ 'urbis' est 'Roma', quae muro cingeretur *Marcell.* (*Aff.*) 940, 38. cingere templa fortis aliudve quid publicum armatis *Paul.* (*Lex Iul. de vi prie.*) V, 26, 3. — de militia (*equestri?*): Titius priusquam tribunus legionis factus esset, testamentum fecit et postea ciuctus. . . defunctus est *Marcell.* 871, 34. filius fam. equestri militia exornatus et in comitatu principum retentus ciugi confestim iussus *Pap.* 874, 44. rursum ciuctus in alia militia *Paul.* 873, 37. trege-minos senatores ciuctos vidimus *Horatius Paul.* 198, 34. — cingere arbores vel silvam (*i. e. destringere ferro corticem arborum, κατακαύειν B, κατακαύειν, τὸν φλοιὸν παρακαίει BS* ad 566, 32. *sim.* ad 764, 4). cingere est deglabrari *Paul.* 764, 4. arbores *Ulp.* 764, 31. silvam *Aff.* (*lex locationis*) 566, 32. 33.

cinis. ut ossa et cineres (eorum, qui exurendi damnantur,) collecta sepulturae tradi possint *Ulp.* 863, 38.

cinnamomum. frutex odoratus ad vectigal pertinens *Marcian.* 407, 13.

circa. *Adverbium.* si modo hoc factum eius incommo-dum circa coeulebibus adferat *Ulp.* 580, 38.

circa. *Praepositio. Collocatio.* Positum est circa iuxta aliam praepositionem: circa ad exhibendum et in rem actionem *Ulp.* 444, 19. circa de peculio actionem *Ulp.* 722, 29. — *Significatio.*

I. Proprie, de loco dictum. A. circa quid. agri qui circa ripam est tuendi causa *Ed. Ulp.* 581, 37. loco qui est circa urbem *Ulp.* 154, 6. ~ ~ ~ ~ ~ praediorum Circa Coloneu *Scaev.* 169, 38. 38. ~ ~ ~ ~ ~ circa iacm pedes decem *Proc.* 523, 30. 524, 2. circa eam aquam late pedes decem *Paul.* 262, 34. 34. ~ ~ ~ ~ ~ vela quae sunt circa columnas *Ulp.* 126, 33. reticelli circa columnas, plutei circa parietes *Ulp.* 551, 10. 10. ~ ~ ~ ~ ~ bacchari circa fana *Ulp.* 603, 16. 16. si quis acervum stercoris circa agrum pinguem disiecit *Ulp.* 605, 33. familia publica circa portam et muros disposita *Paul.* 31, 1. fullonica circa fontem instituisse *Ulp.* 398, 34. circa columnas (aut stationes) se occultare *Ulp.* 548, 17. 555, 17. trullae quae circa cenam solent traici *Paul.* 128, 31. — B. circa quem. si zouam circa se habuerit *Hadr. Ulp.* 855, 38. ~ ~ ~ ~ ~ esse circa eum *Gai.* 763, 46 (pupillum). *Paul.* 138, 38. circa eam *Ulp.* (*Trib.*) 721, 30. circa eos *Ulp.* 137, 31. *Mod.* 362, 29 (c. eos, qui provinciam regunt). circa patrem (familias) *Ulp.* 138, 7. 331, 31. agere circa latus eorum (prin-

cipum) *Paul.* (*Constit.*?) 790, 31. qui circa praei-
cipem sunt occupati *Ulp.* 129, 34. habere circa se
Ulp. 138, 3 (universos). 1. 7 (familia, quam neque
circa se neque circa suos habet). *vid. et. cir-*
cum. — II. — de, super. circa numerum per-
sonarum et expositionem ut supra *Paul.* 358, 38.
idem aestimaverunt circa retia piscatorum, in quae
navis luciderat *Ulp.* 287, 14. circa venditionem
Iulianus minoris factam venditionem nullius esse
momenti ait *Ulp.* 698, 30. constitutum est iu-
re moram esse circa pecuniaria fideicommissa, quae
minoribus relicta sunt *Ulp.* 445, 3. circa curatorem
furiosi eadem dicenda sunt *Iul.* 752, 38. quem-
admodum circa pecuniae dationem dicitur, ita et
circa praestationem operum dicamus *Pomp.* 191, 13.
13. circa vacationes *Call.* 919, 38. circa alimentorum
transactionem *Ulp.* 75, 30 (dictum et rescriptum).
circa mortis causa donationes *Ulp.* 708, 1. circa
iniustum et irritum testamentum *Ulp.* 829, 30.
circa eum, cui optio servi legata est *Ulp.* 947, 13.
dissentire circa causam dandi atque accipiendi
Iul. 496, 13. non dubitandum circa procuratorem
personam *Afr.* 618, 2. aliud existimandum circa
commodatum *Afr.* 753, 3. explorandum circa
militum personas *Call.* 802, 4. interpretatio circa
fidei commissa *Pap.* 634, 12. circa tacitum
fideicommissum *Paul.* 882, 38. inspectio circa
diem *Paul.* 646, 38. hoc intellegendum est circa
scientiae verbum *Paul.* 297, 38. idem placuit circa
ad exhibendum et in rem actionem *Ulp.* 444, 19.
putare circa eos, qui ita heredes instituti sunt etc.
Ulp. 833, 11. questio non absimilis prioris casus
est circa filii providentiam *Pap.* 25, 38. locus est
querellae circa rationes patrum *Scaev.* 440, 37.
referendum est circa eum, qui se ex libertinate
ingennum dicat *Ulp.* 645, 31. recipi(t) circa
inofficiosum et falsum testamentum *Ulp.* 379, 12.
circa pupillum *Ulp.* 763, 30. circa equos *Ulp.*
750, 38. rescriptum est *Ulp.* (75, 30). scribit circa
eum, qui incendii arcendi gratia vicinas aedes inter-
cidit *Ulp.* 291, 30. tractare circa nomina expressa
Scaev. 906, 7. circa filium familias *Pap.* 766, 12.
circa primam speciem *Ulp.* 631, 30. circa coheredem
erit tractatus *Scaev.* 906, 3. verum est circa ad-
iunctionem heredis *Marcell.* 728, 10. videtur verius
circa venditorem *Ulp.* (*Trib.*?) 445, 7. —

III. Coniunctum cum Gerundio vel Gerundivo,
ferre = ad. diligenter circa monendum *Afr.* 753, 38.
facilis circa bon. possessionem dandam *Ulp.* 743, 12.
necessarium remedium praetoris et circa denegan-
das primo actiones et circa praestituendum tempus
substitutum *Ulp.* 884, 29. 29. ~ ~ ~ ~ ~ causa circa petendum
ac defendendum *Ulp.* 966, 12. difficultas circa

reddendum ius mulieri *Pomp.* 682, 12. voluntas defuncti circa beneficiendum *Zoilum Paul.* 450, 18. ~ concedere quoadam circa partum custodiendum *Ulp.* 742, 1. hoc facere circa requirendos adnotatos *Marcian.* 839, 12. impedire heredem circa adendum hereditatem *Ulp.* 185, 18. minuere quantitatem circa edendum patrimonium *Ulp.* 29, 10. supplere reliqua circa condemnandum reum vel absolvendum *Paul.* 541, 18. honor senectuti tributus circa munera municipalia subeunda *Call.* 918, 11. eo iure uti circa computationem usus fructus faciendam *Macer* 214, 32. —

IV. *ferre* = quod attinet ad. A. circa quid. quod Iulianus scribit in pignore, idem et circa hypothecam est *Marcian.* 596, 1. abest dolus malus et culpa mariti circa interitum rei totalis *Pomp.* 720, 34. accidit circa quadrigas vel mulas *Afr.* (614, 4). accipere iniuriam hic non quemadmodum circa iniuriarum actionem *Ulp.* 278, 1. — coll. 7, 3, 4. actio de peculio competit circa rerum amotarum actionem in id quod ad patrem pervenit *Ulp.* 437, 21. hoc circa actionem pignoratitiam apparebit *Afr.* 678, 32. cessare circa refectionem aedium *Gai.* 391, 32. committitur aestimationis ratio arbitrio iudicis circa executionem pecuniae creditae *Afr.* 396, 1. non computantur servi circa legem Falcidiam *Marcian.* 175, 11. utilitas, quae circa ipsam rem consistit *Paul.* 552, 4. circa separationem bonorum decepti *Paul.* 558, 35. circa legatum deficit condicio *Iul.* 430, 32. circa matrimonium, quod ex latere non bene contrahitur, palam delinquentes *Paul.* 668, 17. distinguere circa pignoratitiam actionem *Ulp.* 401, 30. errare circa causam exheredationis *Afr.* 821, 40. circa computationem *Afr.* 186, 32. circa inscriptionem *Mod.* 814, 8. evenit circa inofficiosi querellam *Ulp.* 180, 1. diligentia exigenda est circa administrationem *Call.* 766, 30. res expediri non potest circa adliedicationes et condemnationes *Paul.* 92, 30. usus fructus extinctus est circa debitum iam legatum *Paul.* 110, 36. circa edictum praetoris 'supremae tabulae' habentur et solae *Paul.* 947, 32. immunitatem habere circa tutelarum administrationem *Call.* 789, 17. inhibita est donatio circa impensas *Ulp.* 732, 17. circa donum muuus operas etiam operas uxorum iuserere *Ulp.* 483, 32. beneficium principale intercedit circa testamenti factionem *Paul.* 859, 1. circa Tertullianum locus est succedenti adgnato *Ulp.* 369, 32. locus edicto aedilium non est circa ea corpora *Ulp.* 613, 32. quod *ferre* circa praedia urbana etiam necessarium est *Iul.* 266, 30. nocet rei iudicatae exceptio circa sortis petitionem *Ulp.* 626, 32. patria scientia filio circa tempora bon. possessionis *Paul.* 364, 11. ob-

servare circa requirendorum adnotatorum bona *Call.* 876, 1 (praescriptionem). circa societates vectigalium *Ulp.* 507, 40 (idem). circa legem Falcidiam *Ulp.* 214, 13 (hoc). circa legata fideicommissa *Ulp.* 287, 32 (hoc). circa numerum tutelarum *Ulp.* eat. 125 (vario). circa stipulationem et ex testamento actionem, si res tradita fuerit quae debebatur, quamvis aliquid iuri rei deest, adhuc tamen ipsa res petenda est *Ulp.* 705, 11. manente libertate circa statum dignitatis poena plecti *Call.* 930, 11. praefertur mulier circa de peculio actionem *Ulp.* 722, 30. probare unde habeat circa delationes fiscales *Ulp.* 881, 7. ratio est circa furti actionem *Gai.* 288, 32. rationem habere circa legem Falcidiam *Iul.* 218, 11 (totius assis). 219, 32. rationem sequi circa servorum operam ac ministerium *Afr.* 497, 13. singularia quaedam recepta sunt circa pecuniam creditam *Ulp.* (*Trib.*) 360, 12. circa institutionem separare species bonorum *Ulp.* 233, 11. servare similiter circa conductionem *Afr.* 568, 30. spectare singulas partes circa iurisdictionem *Gai.* 41, 32. supremum iudicium circa fideicommissa *Ulp.* 706, 31. rei iudicandae tempus circa peculium *Ulp.* 158, 32. personam circa moram *Marcian.* 640, 32. non valent ineptae voluntates defunctorum circa sepulturam *Marcian.* (*Pap.*) 33, 8. circa supremam voluntatem non venia datur *Pap.* 768, 31. remissus versari circa interpretationem doli mali *Afr.* 754, 3. —

B. circa quem. aliter atque circa eum, qui *Ulp.* 486, 32. accidere solet circa comoedos *Afr.* 614, 4. circa militem non eadem adhibetur distinctio *Pap.* 873, 2. admittendum est circa creditores heredis *Pap.* 558, 1. circa ventrem ancillae nulla temporis admissa distinctio est *Pap.* 203, 30. hoc apertius est circa vulneratum hominem *Paul.* 283, 1. quae circa emptorem custodiri solent *Pomp.* (*Iul.*) 441, 11. circa nepotes et ceteros cognatos facultatem eligendi datam *Pap.* 247, 11. circa multos expedire *Marcian.* 251, 32. plus iuris habere circa personam substituti *Iul.* 219, 11. hoc iure utitur circa primipilares *Ulp.* eat. 213. circa eos, qui in insulam deportantur, placuit observari *Paul.* IV, 8, 22 (24). circa uxorem hoc videtur Q. Mucius probasse *Pomp.* 712, 3. idem servandum et circa iniquiorum personas *Ulp.* 284, 17. circa fugitivum tenetur, circa furem non tenetur *Ulp.* 548, 14. 15. —

V. *Agere, facere, impendere, occupatum esse* circa aliquem vel aliquid (*ferre* = in). A. circa quem. expensum necessarium circa furiosum *Pap.* 190, 31. facere idem: circa priores debitores *Scave.* 772, 30. cf. 30. circa eum, qui institorem prae-

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VI — erga, in. officium avi circa neptem ex officio patris erga filiam pendet *Cels.* 296, 1. honestae (donationes) erga bene merentes amicos, inhonestae circa meretrices *Ulp.* 409, 12. affectio circa eos *Scaev.* (test.) 83, 33. si in eodem animo et eadem affectione circa me es *Scaev.* (epist.) 648, 31. eo animo circa se patronum esse coepisse *Scaev.* (Trib.) 67, 33. ~ gratus circa eum *Ulp.* (Trib.) 330, 8. mulier nimia circa maritum non merentem *Ulp.* (Trib.) 721, 30. circa advocatos patiens *Ulp.* 33, 37. furor circa ministros terribilis *Ulp.* (Trib.) 721, 40. ~ maligne circa sanguinem suum inferentes iudicium *Gai.* (Trib.) 175, 6.

circensis. equi circenses *Herm.* 911, 3. acil. equi *Ulp.* 245, 13. ludi *Paul.* 36, 11.

circitor. institores, quibus vestiarii vel lintearii dant vestem circumferendam et distrahendam, quos vulgo circitores appellamus *Ulp.* 423, 33.

circuitus. circuitu sublato heredi (pro legatario) caveri *Marcell.* 224, 33.

circulator. circulatorum qui serpentes circumferant et proponant *Paul.* 785, 33.

circum, Praepos. circum se habere (servos) sui cultus causa *Alf.* 91, 3.

circum, Substant. vid. circus.

circumambulo, verb. omnes glebas *Paul.* 504, 3.

circumcido. ramos arboris *Ulp.* 615, 13. — hominem *Paul.* V, 22, 3. 4. *Mod.* 821, 3.

circumcolo. existimatio circumcolentium *Ulp.* 578, 33.

circumdo. in itinere circumdatum a latronibus dominum *Paul.* III, 5, 8.

circumduco. I. Proprie. linum ter vel quater *Ulp.* 311, 33. — **II. Translate. A. = depicere.** religionem iudicis falsis instrumentis *Paul.* V, 5*, 10. — **B. = tollere.** acta *Paul.* 541, 31. cognitionem *Pap.* 867, 39. *Ulp.* 481, 19. 22. edictum peremptorium *Ulp.* 173, 16. 18.

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circumfero. serpentes *Paul.* 785, 33. vestem *Ulp.* 422, 31.

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circumspecte. facere *Ulp.* 128, 15. — circumspectum fieri *Ulp.* 303, 3.

circumstruo. aenum lateribus circumstructum *Cels.* 554, 36.

circumvenio. I. Proprie. praefectus centuriae a latronibus circumventus *Men.* 893, 30. — **II. Translate. A. Quem.** *Ulp.* 119, 30. 616, 10. (non sine calliditate). alterum *Ulp.* 119, 32. alterum in dote danda *Pomp.* 669, 37. eum cum quo transigit *Ulp.* 76, 37. eos, quibus quid ex iudicio defuncti deberi potuit *Ulp.* 890, 30. quem innocentem *Marcan.* (Lex Corn.) 820, 1. ipse se *Ulp.* 479, 8. in pretio emptiois et venditionis naturaliter licere contrahentibus se circumvenire *Ulp.* (Pomp.) 131, 37. te *Ulp.* 633, 33. 33. ~ adversarium callide *Ulp.* 156, 11. adolescentem in venditione *Iul.* 137, 11. creditorem dolo et calliditate *Ulp.* 931, 8. debitorem alienum *Pap.* 757, 33. emptorem *Ulp.* 614, 19. (479, 8). *Mod.* 555, 3. *Herm.* 557, 1. minorem *Pap.* 693, 13. *Ulp.* 126, 32 (in adrogatione). 127, 10. 137, 30. 550, 22. *Paul.* 700, 11. minorem mulierem *Ulp.* 672, 18. mulierem *Ulp.* 672, 11. 12. 11. pupillum *Paul.* 803, 44. — **B. Quid.** ignorantiam alicuius *Ulp.* (Trib.) 489, 21. leges *Marcell.* 37, 1. legem *Paul.* 882, 33. orationem *Ulp.* 77, 30. religionem iudicis *Call.* 540, 31. sententiam legis *Paul.* 13, 34. voluntatem *Ulp.* 891, 12 (defuncti). 197, 40 (testantium).

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2, 12. *Paul.* 3, 2. concurrunt ius et naturale et civile *Mod.* (352, 3). fluere coopt ex legibus *Pomp.* 4, 19. impeditur donationem *Paul.* *vat.* 96. scriptum est vigilantibus *Scæv.* 565, 12. \sim b) *Accusat.* ius civile adjuvare *Pap.* 2, 32. calumniare *Paul.* 335, 28. constituere *Pomp.* 9, 2. corrigere *Pap.* (2, 22). docere *Ulp.* *vat.* 150. efficere *Ulp.* 2, 31. fundare *Pomp.* 8, 32. impugnare *Paul.* 687, 37. intueri *Tryph.* 477, 31. retinere in latenti *Pomp.* 7, 32. subsequere ius praetorium *Pap.* 652, 39. supplere *Pap.* (2, 22). ad ius civile attinet *Ulp.* 959, 1. referre obligationem *Ulp.* 447, 12. transire *Pomp.* 10, 7. contra ius civile datur Publiciana *Paul.* 645, 38. per ius civile defertur hereditas ab int. *Ulp. coll.* 16, 5, 1. 1. secundum ius civile quaesiti (liberi) *Dir. Fr. Ulp.* *vat.* 168. \sim 7) *Genet.* iuris civilis est quid *Gai.* 111, 133 (obligatio). *Marcian.* 850, 35. iuris civilis actio *Iul.* 304, 22. *Pomp.* 578, 2. *Paul.* 613, 33. argumenta *Ulp.* 496, 4. communio *Ulp.* 817, 14. exemplum *Ulp.* *vat.* 83. ignorantia *Mod. coll.* 1, 12, 1. Intentio *Gai.* IV, 45. 107. liber *Ulp.* 137, 36. *vat.* 72, 1. occasio *Paul.* 631, 37. peritia (?) *Dir. Fr. Ulp.* 318, 3. professores *Ulp.* 929, 33. ratio *Ulp.* XXIV, 16. *Marcian.* 186, 41. regula *Iul.* 821, 16. *Pomp.* 3, 14. *Gai.* 69, 37. 815, 13. *ferre* = 11, 114. 869, 39. *Ulp.* 774, 11. rigor *Ulp.* XXV, 1. scientia *Pomp.* 7, 32. similitudo *Marcian.* 251, 34. viva vox *Marcian.* 2, 29. iuris civilis anxie diligens *Dir. Fr. Ulp.* (318, 3). \sim 8) *Datit.* iuri civili conveniens *Iav.* 521, 36. operam dare *Pomp.* 9, 14. fit *frans Paul.* 616, 32 (iure *cod.*). \sim 9) *Ablat.* iure civili carere *Marcian.* 861, 30. contentus *Pap.* 290, 12. \sim iure civili actio est ex empto *Ulp.* 613, 32. admitti ad successionem *Ulp.* 348, 1. acquirere dominum *Paul.* 204, 12. alienare *Gai.* II, 65. capere posse *Ulp.* XVII, 1. competunt actiones *Gai.* II, 253. *Paul.* 418, 12. 242, 3. computantur servi *Marcian.* 824, 43 (corr.). coniectantur cognationes *Mod.* 352, 4. constituitur *Gai.* 710, 34 (licere ignorantis invitique meliorem conditionem facere). *Ulp.* 595, 33 (servitus). contrahi non potest matrimonium *Paul.* *coll.* 6, 3, 1. copulatur cognitio *Mod.* 352, 3. datur *Gai.* 133, 37 (repetitio). II, 170 (aut longius aut brevis tempus). 255 (actio). *Paul.* 745, 6 (vis ac potestas). debere *Ner.* 268, 31. *Gai.* IV, 38. *Ulp.* 397, 6. 934, 12. deficere *Gai.* 348, 34. *Paul.* 276, 14. destitutum testamentum *Paul.* 857, 11. non dirimuntur iura sanguinis *Pomp.* 957, 30. dissolvere matrimonium *Ulp.* 716, 12. efficitur *Paul.* *coll.* 16, 3, 20 (Voconiana ratio). ita est *Gai.* II, 197, 206. periodo est *Lic. Ruf.* 847, 26. est proprietatis *Ulp.* XXVIII, 13. exheredari inter ceteros *Gai.* 111, 66. experiri *Ulp.* 761, 31. facere testamentum *Ulp.* 829, 3. fiunt partes

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diciu honorarium *Iul.* 304, 20. lex lunia *Ulp.* XXII, 19. senatus consultum *Gai.* II, 198. 220. 255). — mater civilis *Paul.* IV, 10, 2. — munera civilia *Sever. et Anton. 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821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 841. 842. 843. 844. 845. 846. 847. 848. 849. 850. 851. 852. 853. 854. 855. 856. 857. 858. 859. 860. 861. 862. 863. 864. 865. 866. 867. 868. 869. 870. 871. 872. 873. 874. 875. 876. 877. 878. 879. 880. 881. 882. 883. 884. 885. 886. 887. 888. 889. 890. 891. 892. 893. 894. 895. 896. 897. 898. 899. 900. 901. 902. 903. 904. 905. 906. 907. 908. 909. 910. 911. 912. 913. 914. 915. 916. 917. 918. 919. 920. 921. 922. 923. 924. 925. 926. 927. 928. 929. 930. 931. 932. 933. 934. 935. 936. 937. 938. 939. 940. 941. 942. 943. 944. 945. 946. 947. 948. 949. 950. 951. 952. 953. 954. 955. 956. 957. 958. 959. 960. 961. 962. 963. 964. 965. 966. 967. 968. 969. 970. 971. 972. 973. 974. 975. 976. 977. 978. 979. 980. 981. 982. 983. 984. 985. 986. 987. 988. 989. 990. 991. 992. 993. 994. 995. 996. 997. 998. 999. 1000. 1001. 1002. 1003. 1004. 1005. 1006. 1007. 1008. 1009. 1010. 1011. 1012. 1013. 1014. 1015. 1016. 1017. 1018. 1019. 1020. 1021. 1022. 1023. 1024. 1025. 1026. 1027. 1028. 1029. 1030. 1031. 1032. 1033. 1034. 1035. 1036. 1037. 1038. 1039. 1040. 1041. 1042. 1043. 1044. 1045. 1046. 1047. 1048. 1049. 1050. 1051. 1052. 1053. 1054. 1055. 1056. 1057. 1058. 1059. 1060. 1061. 1062. 1063. 1064. 1065. 1066. 1067. 1068. 1069. 1070. 1071. 1072. 1073. 1074. 1075. 1076. 1077. 1078. 1079. 1080. 1081. 1082. 1083. 1084. 1085. 1086. 1087. 1088. 1089. 1090. 1091. 1092. 1093. 1094. 1095. 1096. 1097. 1098. 1099. 1100. 1101. 1102. 1103. 1104. 1105. 1106. 1107. 1108. 1109. 1110. 1111. 1112. 1113. 1114. 1115. 1116. 1117. 1118. 1119. 1120. 1121. 1122. 1123. 1124. 1125. 1126. 1127. 1128. 1129. 1130. 1131. 1132. 1133. 1134. 1135. 1136. 1137. 1138. 1139. 1140. 1141. 1142. 1143. 1144. 1145. 1146. 1147. 1148. 1149. 1150. 1151. 1152. 1153. 1154. 1155. 1156. 1157. 1158. 1159. 1160. 1161. 1162. 1163. 1164. 1165. 1166. 1167. 1168. 1169. 1170. 1171. 1172. 1173. 1174. 1175. 1176. 1177. 1178. 1179. 1180. 1181. 1182. 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1847. 1848. 1849. 1850. 1851. 1852. 1853. 1854. 1855. 1856. 1857. 1858. 1859. 1860. 1861. 1862. 1863. 1864. 1865. 1866. 1867. 1868. 1869. 1870. 1871. 1872. 1873. 1874. 1875. 1876. 1877. 1878. 1879. 1880. 1881. 1882. 1883. 1884. 1885. 1886. 1887. 1888. 1889. 1890. 1891. 1892. 1893. 1894. 1895. 1896. 1897. 1898. 1899. 1900. 1901. 1902. 1903. 1904. 1905. 1906. 1907. 1908. 1909. 1910. 1911. 1912. 1913. 1914. 1915. 1916. 1917. 1918. 1919. 1920. 1921. 1922. 1923. 1924. 1925. 1926. 1927. 1928.

neraliter. civium tacita conventio *Herm.* 14, 7. —

II. a. civis Romanus. (vel scilicet Romanus. civis noster *Paul. not. ad Lab.* 892, 7. *Tryph.* 888, 30). 'plebs' est ceteri cives sine senatoribus *Gai.* 955, 8. cf. I, 3. populi appellatione universi cives significatur, connumeratis etiam patriciis *Gai.* I, 3. magistratus, ut scirent cives, quod ius de quaque re quisque dicturus esset, edicta proponebant *Pomp.* 5, 4. — quibus castibus essent, flunt *sim.* cives Romani: a) *servi manumissione* *Gai.* I, 12 (suppl.). 15. 16. 17. 18. 21. III, 75. *Ulp.* 367, 3. 442, 15 (hostium servus). I, 5. 6. 12. 14. ~ b) *ceteri, imprimis Latini* *Gai.* I, 29. 32b. 35. 56. 57. 68. 69. III, 73. *Ulp.* 16, 34 (constitutione imperatoris Antonini). III, 3. 4. ~ nascitur quis civis Romanus *Gai.* I, 30. 80. 80. 90. 91. cf. 32. 76. 80. 88. 94. *Ulp.* III, 3. ~ civis Romanus ducit uxorem Latinam aut peregrinam *sim.* *Gai.* I, 67. 71 (suppl.). 75. 76. 78 (suppl.). *Ulp.* VII, 4. cf. *Pap. coll.* (4, 5, 1). alia quam per portas non egreditur *Pomp.* 26, 15. emit servum a cive Romano *Ulp.* I, 16. excusatur a civilibus muneribus *Sever. et Anton. Paul. vat.* 247. conubium habet cum civibus Romanis *Ulp.* V, 4. habet in matrimonio *Pap. coll.* (4, 5, 1). habet liberos in potestate *Gai.* I, 189. *Ulp.* X, 3 (peregrinum). patitur se vel servos suos circumcidi *Paul.* V, 22, 3. factus peregrinus mox ad (om. F) civitatem Romanam pervenit *Ulp.* 834, 22. postulat adulteram *Pap. coll.* 4, 5, 1. facit testamentum *Les Falcid.* *Paul.* 200, 38. 39. testari non potest quasi civis Romanus is, qui dedictiorum numero est *Ulp.* XX, 14. obsides ut cives Romani egerant *Marcian.* 881, 38. — 2) *Accusat.* civem Romanum adhibere testem *Gai.* I, 29. 113. 119. II, 104. *Paul.* 716, 4. in consilio *Ulp.* I, 13. admittere ad legit. hereditatem matris intestatae *Paul.* IV, 10, 3. celare viclere vendere emere *Ulp. (Les Fab.) coll.* 14, 3, 4. cf. *Paul. coll.* 14, 2, 1. facere *Ulp.* I, 18. *Paul.* IV, 12, 1. habere dominum *Tryph.* 888, 31. habere in potestate *Gai.* I, 128. *Ulp.* X, 3. interficere iudicio publico damnatum in adulterio deprehensum *Paul. coll.* 4, 3, 3.

liberat (intela) numerus (liberorum) *Paul. vat.* 247. necare *Ulp.* 817, 4 (adversus provocationem). *Paul.* V, 26, 1 (appellatorem). parere *Gai.* I, 92. 92. *Ulp.* 17, 4. procreare *Gai.* I, 66. relegare *Paul.* (V, 22, 3). tradere hosti *Marcian.* 802, 38. verberare *Ulp.* (817, 4). *Paul.* (V, 26, 1). ~ apud cives R. duplex est dominium *Gai.* I, 54. ~ inter cives R. accipitur iudicium *Gai.* IV, 104, 105, 109. habet locum mancipatio *Ulp.* XIX, 4 (inter c. R. et Latinos etc.). non nascitur actio ex nudo pacto *Paul.* II, 14, 1. profiteri censum *Ulp.* I, 8. valent verborum obligationes *Gai.* III, 93. 93. — 3) *Genetiv.* civis Romani caput *Pomp.* 5, 27. 6, 5. hereditas c. R. liberti *Gai.* III, 57 (civium). 58. 59. 60. 61. 62. 64 (civium). 64. 64. *Ulp.* XXIX, 1. potestas *Gai.* I, 128. servus *Paul. not. ad Lab.* 892, 38. ~ civium Romanorum bona *Gai.* III, 74 et 75 (quasi c. R. libertorum). consilium *Gai.* I, 20 (recuperatorum). exemplum *Ulp. vat.* 193. hereditas *vid. supra.* ius commune *Iul.* 870, 32. ius proprium *Gai.* 18, 32 = I, 55. I, 108. 119. II, 65. numerus *Gai.* I, 128. verborum obligatio propria *Gai.* III, 93, 93. signa *Ulp.* XXVIII, 6 (testium). ~ quidam sunt patres familiarum, alii filii fam. *Ulp.* 18, 34. — 4) *Dativ.* civi Romano dare legare *Les Falcid.* *Paul.* 200, 38. nupta *Gai.* I, 68 (peregrino tamquam c. R.). 68. *Ulp.* VII, 4 (quasi c. R. ex suppl.). obest manumissio *Tryph.* 888, 38. ~ civibus Romanis spem revertendi in virtute bellica magis quam in pace Romani esse voluerunt *Tryph.* 887, 38. non licet in servos saevire *Gai.* I, 53. similis *Gai.* III, 72 (libertis). tribuit excusationem numerus liberorum *Ulp. vat.* 191. — 5) *Ablativ.* a cive Romano emere servum *Ulp.* I, 16. a legitimis civibus R. heredes institui *Marcian.* 881, 38. ~ ex cive Romano concipere *Gai.* I, 88. 89. nascitur *Gai.* I, 78 (peregrinus). *Ulp.* V, 9 (Latinus). — **B. civis Romana.** 1) *Nominat.* coiti, coniunxit se alieno servo *Gai.* I, 84. *Paul.* II, 21, 1. consequitur ius liberorum *Paul.* IV, 9, 1. fit, efficitur ancilla *Gai.* I, 91. *Paul.* (II, 21, 1). nubit peregrino *Gai.* I, 68, 77. *Ulp.* VII, 4 (aut dedictio). poterat ipsa libera permanere, sed servum procreare *Gai.* (I, 84). uxor est Latini *Gai.* I, 30. *Ulp.* III, 3. ~ fit mulier civis Romana *Gai.* I, 32. 67. 71. 88. 92 (suppl.). — 2) *Accusat.* credere uxorem esse civem Romanam *Gai.* I, 67. ~ civem (cives) R. ducere uxorem *Gai.* I, 29. 56. 70. 74. 74. 75. II, 142 (quasi c. R.). *Ulp.* III, 3. VII, 4 (quasi c. R. suppl.). habere in matrimonio *Pap. coll.* 4, 5, 1 (suppl. Mo.). ~ inter civem Romanam et peregrinum non est conubium *Gai.* I, 77. 78. — 3) *Genetiv.* civium (scil. Romanorum)

quaedam sunt matres familiarum, quaedam filiae fam. *Ulp.* (18, 34). — 4) *Datit.* civi Romanae praegnati aqua et igni interdictum fuit *Gai.* I, 90. — 5) *Ablat.* cum civibus Romanis conubium habent cives Romani *Ulp.* V, 4. ~ ex cive Romana nasci *Gai.* I, 32. 80. *Ulp.* V, 8. procreare filium *Gai.* I, 66. — III. civis alterius civitatis *Gai.* I, 131. nullus certae civitatis civis (sciens C) *Ulp.* XX, 14. — IV. civis municipii (= *municipe*), *coloniae* (= *colonus*) etc. abusive *municipes* dicimus suae cuiusque civitatis cives, ut puta Campanos, Puteolanos *Ulp.* 902, 7. incolae et his magistratibus parere debet, apud quos incolae est, et illis, apud quos civis est *Gai.* 906, 33. patriae idoneus civis *Ulp.* 911, 33. civis eius civitatis, cuius per adoptionem fuerat factus, esse desinit *Herm.* 904, 3. omnes cives opus novum nuntiare possunt *Ulp.* 375, 33. — civem auferre patriae utilitatibus *Ulp.* 911, 33. dare tutorem C. non eiusdem civitatis *Paul.* 751, 15. tueri cives adversus petentem (statuas) exceptione et actione adversus possidentem invare *Ulp.* 497, 33. ~ ad cives pervenit commodum ex manere publico *Pomp.* 955, 13. ~ tam contra civem quam pro eo torqueri potest servus civitatis *Marcian.* 25, 15. — civium non sunt statuae in civitate positae *Ulp.* 497, 33. in caput civium torqueri posse servum municipium *Ulp.* 840, 33. divisio vel epulum *Paul.* 36, 11. liberalitates in patrias *Ulp.* 925, 33. — civibus do lego *Scav.* (test.) 67, 3 (meis). datum legatum vel fideicommissum *Pap.* 171, 3 (civitatis). vendere praestare frumentum vilius *Div. Fr. Papir.* 831, 13. *Marcian.* 903, 13. — ex civibus aliquem in ius vocare *Marcian.* 25, 17.

civitas. alia, aliena, aliqua, altera, amica, ce-lebris, certa, diversae, duna, foederata, haec, libera, nostra, omnes, peregrina, plures, propria, proxima, quaedam, quaelibet, quaeque, singulari, socia, sna, turbulenta, vicina, unaquaeque *vid. s. h. verb.* —

I. Respublica, plerumque Romana, patria.

1) *Nomin.* civitas fundatur legibus *Pomp.* 4, 4. quo iure usa fuisset *Paul.* 14, 12. quemadmodum bene beate habitari possit *Call.* 926, 33. — 2) *Accus.* civitatem replere liberis *Pomp.* 716, 33. relinquere *Paul.* 139, 33. ~ in civitatem reverti *Gai.* I, 187. *Ven.* 310, 11. venire *Pomp.* 7, 4. *Flor.* 492, 33. — 3) *Genet.* civitatis initio *Pomp.* 3, 35. 5, 21. ius *Gai.* 2, 33 (om. *Gai.* I, 1 loc. *gem.*). 29 = 1, 1. 487, 3. 1, 185. *Ulp.* 574, 1. iura *Gai.* 839, 16. III, 96. *Ulp.* 139, 31. 1205 *Ulp.* 876, 3. 937, 1. 3. mores *Cels.* 140, 33. *Ulp.* 777, 3. — 4) *Ablat.* civitate aucta *Pomp.* 3, 37. augescere *Pomp.* 4, 37. civitate expellere *Paul.* V, 21. 1. *Marcian.* 15, 30. pellere *Pomp.* 11, 3. *Paul.* V, 21, 1. ~ a civitate tributur quid *Alf.* 859, 14.

~ de civitate constituere *Tryph.* 888, 33. eximitor caput *Paul.* 795, 13. ~ ex civitate expellere *Pomp.* 922, 11. ~ in civitate non esset necessaria scientia (domini) *Pap.* 525, 13. esse *Ulp.* 433, 17 (si . . non mora, sed alia causa incidit quo minus sit in C.). 749, 3. 278, 11. 365, 33. 460, 11. 890, 1. *Paul.* 652, 14. esse desinere *SC.* *Pomp.* 340, 33. *Ulp.* 339, 3. 1. *Pomp.* 340, 13. *Ulp.* 749, 1. (Rescr.) 142, 33. 191, 33. 339, 33. 340, 1. concipi *Ulp.* 827, 33. constitutus *Tryph.* 888, 1. decedere *Iul.* 855, 13. *Scav.* 855, 30. 30. *Pap.* (368, 33). 887, 13. *Ulp.* 828, 10. 365, 3. XXIII, 5. *Paul.* 874, 3. 201, 3. 329, 13. defungi *Pap.* 368, 33. degere *Iul.* (Triph.) 715, 33. inveniri *Ulp.* 868, 33. manere *Iul.* 891, 33. *Pomp.* 886, 13. *Ulp.* 88, 13. 175, 13. *Paul.* 829, 13. mori *Alf.* 859, 13. *Iul.* 855, 3. *Pap.* 887, 13. nasci *Iul.* 892, 4. relinquere *Iul.* 855, 17 (filium impubere). 33 (bona). testamentum facere *Iac.* 830, 11. *Tryph.* 888, 3. erat lex duod. tab. et ius civile *Pomp.* 4, 30. est ius *Pomp.* 5, 15. *Paul.* 3, 3. fuit semper venerabilis senectus *Call.* 918, 33. sunt officinae (proxenotarum) *Ulp.* 931, 13. appellatur ius honorarium *Paul.* 3, 3. iure constituitur etc. *Pomp.* 5, 3. datum est ius summum *Pomp.* 4, 4. dicere ius *Pomp.* 7, 30. habere auctoritatis plurimum *Pomp.* 11, 3. reddere ius *Pomp.* 7, 2. 21. ~ pro civitate fong legatione *Ulp.* 144, 33. — II. Ius civium Romanorum. civitatem accipere *Gai.* II, 135, 3. *Ulp.* III, 2. 6. adimere *Call.* 854, 33. *Ulp.* 369, 33. 859, 33. 861, 33. adipisci *Gai.* I, 31. *Mod.* 886, 3. amittere *vid. s. hoc. verb. pag.* 416, 33 (25 loci). auferre *Ulp.* 846, 33. consequi *Gai.* I, 74. 96. III, 73. dare *Gai.* I, 32, 3. *Ulp.* VII, 4. donare *Gai.* I, 92. fingere *Gai.* IV, 37, 37. 37. habere *Paul.* 140, 3. perdere *Gai.* 853, 33. pervenire *Ulp.* 834, 33 (suppl. ad). petere *Gai.* I, 55. 93. 94. recipere *Paul.* 139, 33. retinere *Gai.* I, 162. *Ulp.* 847, 33. 860, 3. *Paul.* 140, 3. 795, 13. III, 4. 9. ~ ad civitatem aditus datur *Gai.* I, 26. perducere *Ulp.* 327, 33. 366, 11. *Paul.* II, 21, 7. pervenire *Gai.* I, 28. 28. 67. 68. 71. 95. 96. III, 73. *Ulp.* (834, 33; ad om. *cod.*). *Paul.* IV, 12, 1. — civitatis amissio *Ulp.* 138, 3. 185, 3. *Paul.* 139, 12. *Mod.* 942, 13. — civitate donari *Gai.* I, 94. II, 135, 3. III, 20. *Ulp.* coll. 16, 7. 2. ~ salva civitate abire in exilium *Ulp.* 55, 3. accidit, contingit capitis deminutio *Paul.* 139, 11. *Ulp.* 138, 31. 753, 21. status hominis mutatur *Ulp.* XI, 13. ~ sine civitate esse *Marcian.* 850, 33. (civitas Romana *Gai.* 49, 33. I, 28. 28. 31. 32. 35. 67. 68. 71. 74. 92. 93. 94. 95. 96. 96. 128. II, 135. 135. III, 20. 73. 73. IV, 37. 37. 37. *Ulp.* 834, 33. 327, 33. 366, 11. 859, 33. 860, 3. III, 2. 6. VII, 4. *Paul.* 199, 33. II, 21, 7. IV, 12, 1). — III. Municipium, colonia, civitas libera, foede-

rata, significans tam oppidum ipsum muro circumdatum, quam oppidum cum territorio. (Opponitur *ager* *Ulp.* 26, 1. *Macer* 51, 16. *colligium* *Ulp.* 45, 17. *corpus* *Ulp.* 45, 17. *Maecian.* 449, 77. *curia* *Ulp.* 97, 10. *domicilium* *Ulp.* 903, 8. *fiscus* *Ulp.* 422, 3. *Maecian.* 903, 74. *infans*, furiosus *Paul.* 143, 15. *officium* *Maecian.* 449, 77. *pagus* *Ulp.* 932, 13. *patria* *Ulp.* 860, 30. *populus Romanus* *Gai.* 519, 30. *praedium*, *praedia* *Gai.* 11, 27? *Scaev.* 131, 8. *privatus* *Sever.* et *Ant.* *Ulp.* 927, 75. *Ulp.* 422, 3. *Maecian.* 435, 3. *provincia* *Gai.* 111, 184. *Ulp.* 14, 2. 165, 3. *Mod.* 796, 14. *Herm.* 804, 14. *regio* *Gai.* 395, 36. *Ulp.* 860, 14. *rex* *Paul.* 890, 13. *Roma* *Call.* 862, 18. *rus* *Paul.* 822, 41. *ar.* *urbis* *Ulp.* 11, 8. *vicus* *Gai.* 20, 11. *Pap.* 62, 1. *Ulp.* 916, 33. *Paul.* 296, 33).

1) *Nomin.* civitas est *Gai.* 1, 189 (nulla, in qua non licet parentibus liberis suis iupuberibus testamento tutorem dare). *Call.* 907, 13 (sub cura praesidis). *Ulp.* 931, 30. esse desinit, si atrium in ea inducatur *Mod.* 238, 4. accipit lege sua privilegium in bonis defuncti debitoris *Pap.* (555, 33). credidit filio fam. *Maecian.* 435, 3. habet *Call.* 926, 3 (satis operum). *Paul.* 905, 11 (nullam propriam legem de adiectionibus admittendis). *Maecian.* 903, 14 (privilegium in bonis debitoris). nolit legatum sibi pecuniam *Scaev.* (test.) 106, 33. passa est casum *Paul.* 927, 11. tenetur *Ulp.* 361, 40. utitur alio iure *Gai.* 111, 120. vult opus *Fal.* 923, 33. *loc. mutil.* *Gai.* 11, 27. ~ civitates habent praerogativam *Char.* 915, 33. habentur loco privatorum *Gai.* 935, 3. vindicant sibi incolas *Call.* 907, 13. — 2) *Accusat.* civitatem (civitates) commendare *Ulp.* 33, 12. defendere *Iar.* 98, 3. excedere *Ulp.* 860, 14. facere iuris Italici *Paul.* 933, 14. facere coloniam et iuris Italici *Paul.* 933, 18. habore proprias *Gai.* 1, 79. obligare *Ulp.* 361, 30. prodere hostibus *Herm.* 804, 11. sequi *Ulp.* 903, 1. ~ ad civitates pertinet *Ulp.* 11, 3 (senatus consultum). *Paul.* 143, 15 et 296, 33 (edictum). §. 923, 13 (administratio). ~ apud civitates incolae sunt *Ulp.* (901, 13). ~ in civitatem (civitates) advenire *Ulp.* 33, 12. applicare *Ulp.* (32, 31). conferre voluntates *Ulp.* 927, 33. deducere coloniam *Ulp.* 931, 33. deferre utensilia *Call.* 926, 31. evocare testimonii gratia *Call.* 651, 22. inferre corpus *Paul.* 1, 21, 2. levare agri tributum *Ulp.* 932, 33. (vel *Col. Cuicac.*). perferre subreptas res *Gai.* 111, 184. pollicitationem facere *Ulp.* 928, 1. recipere *Ulp.* 902, 8. redire *Pap.* *vat.* 6. transferre *Ulp.* (11, 8). venire *Ulp.* 32, 31 (vel applicare). *Paul.* 890, 13. ~ per civitates varia sunt pretia rerum *Gai.* 395, 36. transit princeps *Call.* (862, 13). — 3) *Genetiv.* civitatis (civitatum) actor *Ulp.* 96, 3. 732, 30. aemulatio *Macer* 925, 33. agri *Paul.* 215, 15. bona *Ulp.* 934, 11.

935, 3. cives *Gai.* 1, 131. *Pap.* 171, 8. *Ulp.* 902, 3. XX, 14. *Paul.* 751, 15. *Herm.* 904, 8. communia *Maecian.* 25, 11. consuetudo *Ulp.* 14, 2. curator *Papir.* 924, 11. debitorum *Iar.* 98, 3. decretum *Mod.* 906, 33. decuriones *Call.* (851, 31). *Ulp.* 859, 33. defensio *Herm.* 911, 8. domus *Ulp.* 11, 7. fines *Pomp.* 955, 33. *Pap.* 904, 31. fraus *Maecian.* 471, 31 (in fraudem manuissis). fundus *Ulp.* 101, 2. honor *Paul.* 36, 3 (ornatusque). 13. iocula *Papir.* 907, 33. leges *Ulp.* XX, 14. *Char.* 915, 33. *Herm.* 911, 11. libertus *Maecian.* 25, 17. medici *Ulp.* *vat.* 149. mores *Paul.* 517, 37. munera *Pap.* 904, 33. *Call.* 920, 7. *Ulp.* 912, 33. municeps *Ulp.* 906, 13 (duarum c.). 13. muri *Paul.* 1, 21, 3. negotium *Ulp.* 101, 1. nobilitas *Call.* 789, 12. nomine *Ulp.* 97, 10. opus *Ulp.* 75, 13. ordo *Scaev.* 145, 31. *Papir.* 831, 37. *Ulp.* 924, 31. ornatus *Paul.* (36, 3). parentes *Ulp.* 902, 13 (diversarum civitatum). pars *Ulp.* 7, 3. patroni *Iul.* 324, 11 (diversarum civitatum). pomerium *Pap.* 542, 12. populi *Char.* 914, 33. possessores *Ulp.* (924, 31; ordo et possessores). primores *Mod.* 109, 12. principales *Call.* 851, 31 (decuriones et pr.). 33. privilegium *Maecian.* 449, 77. reditus *Char.* 914, 33. 915, 1. res *Iar.* (98, 3). *Gai.* 519, 30. *Ulp.* 458, 16. *Paul.* 98, 12. 638, 4. *Maecian.* 832, 8. sacra *Paul.* 1, 21, 2. salubritas *Ulp.* 601, 13 (et tutela). sedes *Ulp.* 908, 3. servus *Pap.* 428, 11. *Ulp.* 458, 16. 935, 3. *Paul.* 98, 11. *Maecian.* 25, 16. species *Ulp.* 922, 33 (corr. 7). sumptus *Sever.* et *Ant.* *Ulp.* 927, 75. territorium *Ulp.* (11, 3. 932, 31). tutela *Ulp.* (601, 13). vectigalia *Pap.* 909, 13. vir *Pap.* 39, 30. — 4) *Dative.* civitati (civitatis) accedit ornamentum *Marcell.* 149, 13. dare *Pomp.* 929, 3. *Gai.* 1, 95 (ius). *Pap.* 904, 13 (privilegium). *Ulp.* 931, 33 (ius coloniae). 932, 33 (immunitatem). debere *Paul.* 640, 3. durat privilegium *Pap.* 555, 33. legare *Scaev.* 106, 33. *Ulp.* 11, 3. XXIV, 28. *Paul.* 36, 8. *Mod.* 238, 3. licet capere legata *Gai.* 20, 11. relinquere *Pap.* 62, 4. 171, 3. 203, 3. *Ulp.* (922, 13 ex con.). *Maecian.* 35, 33. *Mod.* 102, 33. 109, 11. restituere *Ulp.* 922, 33. *Paul.* 237, 33 (hereditatem fideicommissam). *Mod.* 104, 33 et 105, 33 (hereditatem). petere *Ulp.* 188, 3. praecipitur edicto *Vespasiani*, ne plures quam ternos legatos mittant *Maecian.* 921, 3. subtrahere pecuniam *Pap.* 757, 33. — 5) *Ablativ.* civitate interdiceret *Ulp.* 860, 33 (aliqua). opus facere *Pomp.* 929, 3 (suppl. in). ~ a civitate Berytio usque Brentesium accipere pecuniam mutuum nauticam *Scaev.* (670, 13; a om. codd.). a civitate emi suis nummis *Ulp.* 422, 3. manumitti *Ulp.* 45, 17. petere leges *Pomp.* 4, 1 (a Graecis civitatibus). ~ de civitate enavigare *Scaev.* 670, 33. proficisci *Scaev.* 104, 33. transferre *Ulp.* 11, 3. ~ ex civitate esse *Call.* 919, 3. *Mod.* 766, 3.

inquirere honestissimum quemque *Div. Fr. Paul.* 757, 19 = *Ulp.* 806, 36. rei sunt *Proc.* 886, 33. \curvearrowright in civitate (civitibus) est *Scaev.* 921, 33 (domus). *Ulp.* 364, 1 (praeses provinciae). 548, 13 (esse et latitare). 18. 12. 932, 13. *Char.* 843, 33 (cuius existimationis). sunt *Mand. Ven.* 801, 33. *Ulp.* 26, 1 (loca sacra). *Marcian.* 25, 13 (theatra). accipere mutuum pecuniam nauticam *Scaev.* 670, 13 (corr.; suppl. a). accomodare se adclamationibus popularium *Call.* 851, 33. agere *Mod.* 796, 13. celebrare spectaculum *Mod.* 109, 13. committere adulterium *Paul.* 797, 1. comparare domum *Pap.* 904, 31. contrahere *Ulp.* 165, 3. destinantur xenoparochi *Char.* 915, 1. desunt idonei tutores *Div. Fr. Paul.* 757, 18 = *Ulp.* 806, 35. docent primas litteras magistri *Ulp.* 916, 33. edere spectaculum *Mod.* 109, 13. exercere negotiationem *Scaev.* 326, 33. extruere vel reficere opus *Ulp.* 912, 13. facere opus *Pomp.* 928, 14. (929, 1; in om. codd.). facere incendium *Ulp.* 771, 7 = coll. 12, 5, 1. fieri decurionem *Sener. Paul.* 909, 33. gerere honores *Pap.* 904, 17 (eodem tempore in duabus civitatibus). habere *Pap.* 193, 13 (domicilium). *Ulp.* 932, 33 (agrum). habet locum senatus consultum (Maced.) *Marcian.* 435, 3. non habetur quaestura inter honores *Char.* 914, 33. inveniuntur non facile sufficientes viri publicis muneribus *Call.* (919, 3). manere *Ulp.* 736, 31. morari *Scaev.* 131, 8. *Call.* 862, 13. munerari *Ulp.* 916, 13 (corr.). numerari inter personalia numera *Char.* 914, 33. ordinare suprema sua *Paul.* 822, 41. ordinare testamentum *Paul.* 822, 41. posita statuare *Ulp.* 497, 33. possidere rem soli *Macer.* 51, 18. praebentur hospitium militibus *Ulp.* 912, 1. praestare satisfactionem *Ulp.* 49, 30. profiteri *Ulp.* 932, 33. providere munera et honores *Ulp.* 912, 13. recipi in ordinem *Call.* 910, 13. reficere opus *Ulp.* (912, 13). restituere legatum *Ulp.* 191, 33. sciant omnes, quod ille solus ignorat *Paul.* 655, 1. sepellire *Ulp.* 786, 13. 13. subripere res *Gai.* III, 184. valet immunitas *Ulp.* 901, 13. \curvearrowright pro civitate agere *Div. Fr. Ulp.* 928, 1. fungi legatione *Ulp.* (144, 33). \curvearrowright civitate tenuis viam consummare *Pap.* 263, 30. — (civitas Antiochensium *Pap.* 555, 33. Berytus *Scaev.* 670, 13. Emisena *Ulp.* 931, 33. Emisenorum *Paul.* 933, 13. Nicopolis *Scaev.* 921, 33. Palmyrena *Ulp.* 931, 30. Sebastena *Ulp.* 931, 33. Sebastaeorum *Scaev.* 106, 33. Tyriorum *Paul.* 933, 17).

clam. In Edicto (loci repetuntur): *Ulp.* 374, 13. 588, 33. 589, 33. 590, 33. 591, 33. 593, 33. 594, 33. 597, 33. 599, 33. 600, 33. 601, 33. 602, 13. 604, 13. 606, 13. — clam abducere servum suum bonae fidei emptori *Afr.* 514, 33. — accessionem habere *Ulp.* 508, (4). 33. — admittere *Ulp.* 608, 13

(vi aut clam). — aedificare *Ulp.* 605, 4 (vi aut clam). — aperire horrea *Scaev.* 467, 33. — auferre rem commodatam *Iul.* 753, 7. — caedere arborem *Paul.* 764, 33. vi aut clam *Ulp.* 607, 33. *Paul.* 609, 33. — commearo per fundum *Cels.* 594, 33 (nec vi nec clam nec precario). — committere *Paul.* 668, 17. 13. — consumit pecuniam tutor *Tryph.* 771, 33. — demoliri *Ulp.* 605, 4 (vi aut clam). — deportare fructus *Afr.* 754, 3. — ducere aquam non vi non clam non precario (sim.) *Ed. Ulp.* 594, 33. 597, 33. 599, 33. *Ulp.* 595, 30. 596, 33. 599, 33. — clam facere quid sit definiunt *Qu. Muc.* 961, 13. *Cels.* 609, 33. *Ven.* (Serr.) 603, 33. 610, 33. *Ulp.* (Cass.) 603, 33. (Aristo) 33. ceterum *Ulp.* 602, 33. 603, 7. 604, 33. 607, 10. 33. 766, 33 (rem). 41. *Paul.* 363, 33 (furtum). 737, 13 (clam et obscuro). vi aut clam facere, fieri *Ed. Ulp.* 374, 13. 602, 13. 604, 13. 606, 13. *Ven.* 610, 33. *Ulp.* 526, 33. 602, 33. 604, 33. 606, 13. 605, 1. 3 (del. f.). 11. 33. 33. (vi vel cl.). 606, 33. 607, 13. 608, 1. 11. 609, 11 (neque vi neque cl.). *Paul.* 568, 13. 588, 1. 2. 609, 33. et vi et clam *Ulp.* 606, 33. clam aut vi *Ulp.* (605, 33). adversus vim vel quod clam factum est *Ulp.* 602, 33. nec vi nec clam nec precario *Ven.* 610, 33 (corr. f.). \curvearrowright acil. facere vel fieri: 602, 13. quod vi aut clam actio *Pomp.* 290, 33 (corr. f.). 356, 33. *Paul.* 642, 33. agere *Ven.* (610, 33). *Ulp.* 285, 4. 605, 1. (33). 33. 606, 33. 785, 33. *Paul.* 401, 13. 33. (exceptio *Ven.* 610, 33. *Ulp.* 605, 1. 3). experiri *Ulp.* 608, 13. interdictum *Ven.* 610, 17. *Ulp.* 117, 33. (374, 10). (Iul.) 604, 33. 605, 33. 785, 33. (?) cat. 334 b. *Paul.* 378, 33. teneri *Ven.* (Treb.) 610, 33. *Ulp.* (Lab.) 608, 33. — nec vi nec clam nec precario frui (superficie) *Ed. Ulp.* 590, 33. — clam iacere fundamenta *Ulp.* 606, 33. — intrare *Cels.* 510, 1. *Ulp.* 605, 33 (agrum cl. aut vi: corr. f.). — moliri *Ulp.* 602, 13 (vi aut clam). — morari in libertate *Ulp.* 478, 13. — necare *Ulp.* 897, 13. — possidere defin. *Ulp.* 506, 33. \curvearrowright *Pomp.* 534, 10. 13. *Afr.* 514, 13. 30. 33. 33. *Ulp.* 325, 4. 506, (33). 33. 33. (Lab.) 507, 1. 2. *Paul.* V, 6, 12. intrare possessoris animo *Cels.* (510, 1). introducere in possessionem *Paul.* 743, 1. nancisci possessionem *Ulp.* (Pomp.) 507, 1. vi aut clam *Iul.* 614, 13. *Ulp.* 589, 33. nec vi nec clam nec precario (simil.) *Ed. Ulp.* 588, 33. 589, 33. 33. *Pomp.* 587, 33. *Gai.* IV, 150. 150. 154. 154. 155. 166. *Ulp.* 270, 33. 493, 33. 589, 33. 591, 13. 593, 33. *Paul.* V, 6, 1. 1. 7. adquirere possessionem *Gai.* IV, 151. habere poss. *Ulp.* (Trib.) 618, 33. nancisci poss. *Paul.* 523, 33. nec precario nec clam possidere *Ulp.* 324, 30. vid. *et. p.* 759, 52. — clam subtrahere libellos *Mod.* 756, 11. — tollere *Pomp.* 610, 13 (opus vi aut clam). *Ulp.* 606, 33 (sta-

tuam vel vi vel clam). — uti *defin.* Ulp. 593, 3. 3. 3. ~ nec vi nec clam nec precario (*simil.*) *Ed.* Ulp. 591, 3. 593, 3. 600, 3. 601, 3. 3. Ulp. 397, 1. 591, 3. 592, 3. 593, 3. 5. 596, 3. clam precariove Ulp. 592, 3. — *Locis singulares:* si clam tu me feceris Ulp. (603, 7). additus in accessione de vi et clam et precario venditoris Ulp. 508, 2.

clamo. si quis clamavit, ut ad auxilium conveniretur Ulp. 898, 31.

clamor. clamorem Ioanem eligere Ulp. 898, 34. clamoribus auditis Paul. 111, 5, 7. ~ ad clamorem turba contracta est Ulp. 767, 3. — clamore concitare turbam Ulp. 767, 3. uti Ulp. 898, 32. clamoribus auxilium ferre *Mod.* 901, 40. ~ cum clamore testificari *Gai.* 278, 14. 15.

clandestinus. in clandestini suspitionem venit opus Pomp. 610, 13. — clandestinum damnum Ulp. 765, 3. (*del. Mo.*) 3. clandestina possessio *Afr.* 514, 3. Ulp. 325, 5.

clarus. I. = *perspicuus.* clarae litterae Ulp. 424, 16. clara sobrietas vitae Ulp. 21, 31. — II = *illustris, speciosus.* A. *Positivus.* clara dignitas Ulp. 119, 9. persona *Gai.* 812, 37. — B = *Superlativus.* clarissima dignitas Ulp. 27, 19. femina(e) Ulp. 27, 14. 19. persona(e) Ulp. 27, 15. 16. 942, 2. Paul. 905, 31. ~ clarissimus juvenis *Marcian.* 833, 36. senator Ulp. 27, 19. (vel clarissimus; *corr.*) vir clarissimus *Die. Fratr.* Ulp. rat. 168. *Sever.* Ulp. 808, 30. Ulp. (27, 19 *ex cont.*) 805, 3. clarissimus vir *Die. Fr.* Ulp. 318, 13. *Sever.* 80, 7. *Sever.* et *Ant.* Ulp. rat. 159 = Paul. rat. 246. *Pap.* 180, 32. Ulp. 127, 4. rat. 220. clarissimi viri Ulp. 27, 17. 171, 13. *Marcian.* 879, 33. *Mod.* 796, 13.

classis. classium praefecti Paul. V, 26, 2. nauarchi et trierarchi Ulp. 315, 33. ex classe Britannica archigubernus *Iav.* 244, 13. in classibus remiges et nautae Ulp. 315, 34.

claudo, cludo. Forma. claudere Ulp. 899, 6. s. 31. coll. 12, 7, 10 (*sed cluse V*). Paul. V, 26, 3 (*ubi priore loco cluserit, posteriore clauserit*). 40 ceteris locis cludere. —

Significatio. I. = *observare quod apertum erat.* arcam Paul. 476, 35. horrea Ulp. 471, 1. tempum *Marcian.* 833, 35. ~ = *tino constringere:* tabulas testamenti *Tryph.* 338, 4. Ulp. 878, 32. 899, 34. (tantum naturaliter). Paul. 337, 3. — II. = *incluere.* A. *quem.* Paul. (*Lex Iul. de vi priv.*) V, 26, 3. in carcere Ulp. 952, 33. de servis, qui impediuntur ne domino auxilium ferant (*ad Sc. Silan.*) Ulp. 899, 6. s. 3. (clusos accipere debemus et si sunt vincti). — B. *quid.* apes Ulp. coll. 12, 7, 10. pecuniam *Afr.* 567, 39. (neque clusam neque obignatam). triticum tabulis aut beronibus aut in alia cupa

Afr. 567, 32. — III. = *circumdare, cingere.* templa portas aliunde quid publicum armatis Paul. (*Lex Iul. de vi priv.*) V, 26, 3. tabernum tabulis Ulp. 949, 11. — IV. = *circumscribere, finire.* 5 fundos Paul. (*test.*) 97, 36. (ita uti cludentur; *περικυκλῶνται B*). iudicatum solvi stipulationem una clausula Ulp. 729, 33.

clavis. 1) *Nomin.* claves sunt aedium Ulp. 551, 2. magis domus portio quam domus instrumentum Ulp. 127, 3. cedunt loculis Ulp. 89, 33. — 2) *Accus.* clavem auferre Ulp. 605, 37. claves suscipere *Macer.* 896, 13. (portarum *castrensiu*). tradere *Gat.* 490, 36. (horrei emptori). *Pap.* 524, 36. (borroorum). 30 (apud horrea). 60, 13. (cl. et aulium custodiae causa). Paul. 503, 31. (collae vinariae emptori). — 3) *Ablat.* clavi percutere *Hadr.* Ulp. coll. 1, 6, 3 *rest. ex Marcian.* 819, 16. ~ sub una clave tota habitatio Ulp. (*Caet.*) 607, 30.

claustrum. claustra sunt aedium Ulp. 551, 2. cedunt loculis Ulp. 89, 33.

clausula. duae, eadem, generalis, haec, huiusmodi, illa, nova, omnes, quae, superior, talis, tres, una, utraque, vulgaris *vid. a. h. verbis.* — clausula doli *Cels.* 195, 32. *Iul.* 658, 2. 734, 37. 38. *Pomp.* 539, 36. *Sever.* 674, 43. *Pap.* 669, 33. Ulp. 156, 10. 15. 223, 32. 633, 17. 33. 33. doli mali *Ven.* 730, 33. Paul. 653, 7. de dolo malo Ulp. 380, 2. 723, 3. Paul. 733, 36. iudicatum solvi stipulatio tres clausulas in unum collatas habet, de re iudicata, de re defendenda, de dolo malo Ulp. 729, 7. *cf.* 33. rei indicatae *Sever.* 731, 2. ob rem iudicatam Ulp. 724, 14. 729, 33. ob rem non defensam Ulp. 728, 17. 730, 1. ob rem non defensam stipulationis Ulp. 88, 2. novissima clausula iudicatum solvi stipulationis 'dolum malum abesse a futurumque esse' *Ven.* 730, 33. 'diem compromissi proferre' Ulp. 155, 1. de ventre in possessionem mittendo Ulp. 175, 19. ~ clausula senatusconsulti (*Iuvent.*) Ulp. 189, 32. — *Locis secundum casuum ordinem dispositi (repetuntur).* 1) *Nominativ.* clausula est frequens et per necessaria Ulp. 777, 35. cessat Ulp. 6, 30. 32. committitur *Iul.* 734, 37. *Ven.* 730, 33. *Sever.* 731, 3. (4). Ulp. 88, 2. 729, 33. continet et vim et metum Ulp. 113, 31. dat arbitro facultatem diem prorogandi Ulp. 155, 1. demonstrat in futurum tempus permanens factum *Ven.* 730, 33. evanescit Ulp. 730, 1. in heredem in id quod ad eum pervenit fieri (*finiri Mo.*) debet Ulp. 444, 32. habet Ulp. 190, 30. (locum). 281, 32. (aestimationem damni). 729, 33. (in se *vid. a. lin. 30*). pertinet *ad Iul.* 658, 2. *Pap.* 669, 33. Ulp. 143, 42. 346, 17. 278, 17. Paul. 6, 33. pollicetur Ulp. 145, 6. praevalet *Sever.* 731, 2. — 2) *Accusativ.*

clausulam acceptum (accepto) ferre *Ulp.* 723, l. 724, ii. addere *Ulp.* vat. 166. adicere *Ulp.* 142, m. adscribere *Ulp.* 156, i. detrabere *Ulp.* 633, ff. habere *Ulp.* 729, i. (vid. a. pag. 762, 28). insorere *Ulp.* 142, m. 144, m. referre ad principium stipulationis *Ven.* 730, m. subicere *Scæv.* 674, ff. *Pap.* (669, m). *Ulp.* 380, i. ~ ad clausulam descendere *Ulp.* 144, m. per clausulam intervenire *Paul.* 61, i. propter clausulam competit ex stipulatu actio *Ulp.* 633, ii. secundum clausulam provocare *Ulp.* 754, i. — 3) *Genet.* clausulae mentionem habere *Ulp.* 156, i. — 4) *Dativ.* clausulae subiecti sunt tutores *Ulp.* 750, i. — 5) *Ablat.* clausula complectitur praetor omnes qui absentes non defenduntur *Ulp.* (142, m). clauditur stipulatio *Ulp.* 729, m. teneri *Ulp.* 48, i. ~ ex clausula accipere bon. possessionem *Marcell.* 300, m. adiuvare *Mod.* 145, m. agere *Paul.* 653, i. committitur stipulatio *Ven.* 730, m. competit actio *Iul.* 734, m. contestari litem *Ulp.* 728, i. conveniri *Scæv.* 674, ff. *Ulp.* 156, i. facienda restitutio *Ulp.* 143, i. intendere actionem *Ulp.* 633, ff. mittere in possessionem *Ulp.* 175, i. obligari *Pomp.* 539, m. praestanda est vestis *Scæv.* 150, ff. subveniri *Ulp.* 143, m. teneri *Cels.* 195, m. *Ulp.* 223, m. (vid. et *lin.* 16). ~ in clausula fit vera rei aestimatio *Ulp.* 948, ff. in clausulis omnibus de dolo malo idem iuris est *Paul.* 733, m. — *Loc. corr.* *Ulp.* 189, i.

clavus. aureus, latus *Ulp.* a. h. verb. — I. *Ferramenti species.* si quis ex naufragio clavos vel unum ex his abstulerit *Ulp.* 769, m. — II. *Tuberculum callosum in planta humani pedis.* qui clavum habet, morbosus est *Ulp.* 604, m. — III. *Pars vestimenti* *Ulp.* 151, i. clavi vestibus insunt *Ulp.* 152, m. vestimentis consuti *Ulp.* 151, i. ~ si uxor viro lati clavii petenti (scrib. lati clavi petendi) gratia donet *Gai.* 710, i. donare viro suo, ut is ab imperatore lato clavo honoretur *Ulp.* VII, i.

clemens. clementer sententia *Ulp.* 908, m. *Paul.* IV, 12, 5. ~ a clementissimo quoquo facta *Claud. Sat.* 850, ff. (corr.).

clementer. satis clementer cum reo praetor egit *Ulp.* 116, i. — clementius statuere poenam *Ulp.* 832, ff. (vel severius vel cl.). tractari *Call.* 851, ff.

clementia. clementiae meae convenit *Trai. Pomp.* 859, i. aut severitatis aut clementiae gloriam affectare *Marcian.* 849, ff.

cliens. clientes nostros intellegimus liberos esse, etiamsi neque auctoritate neque dignitate neque viribus nobis pares sunt (*sic Haloand.*; neque

virii boni nobis praesunt *codd.*) *Proc.* 886, m. libertas vel cliens *Paul.* 758, ff. liberi et clientes *Ulp.* 294, m. (hospites et liberi *Ulp.*) et clientes *Paul.* 243, i. amici et clientes et universi quos circa se habet *Ulp.* 138, i.

clipeus. in pergula pictoris expositus ex-cidit et transeunti damni quid dedit *Ulp.* 296, i.

clivusus. clivosa fit via, cum plana fuerit *Ulp.* 575, m.

clivus. gradus vel clivus propius ianuam facere *Paul.* 355, i. in clivo Capitolino duo plostra onusta mulae ducebant *Alf.* 292, i.

cloaca. nova, privata, publica, talis *vid. a. h. verb.* — *Loci extra hunc titulum* (*R.* 601, ff) *dis-*

persi: *Ed. Ulp.* 588, m. *Ner.* 258, m. *Ulp.* 250, i. 285, i. 376, m. m. 377, i. 575, ff. 609, i. *Paul.*

(*ad Lab.*) 558, m. — *Loci secundum casuum ordinem digesti (reperuntur):* 1) *Nominat.*

cloaca est locus cavus, per quem colluvies quaedam fluit *Ulp.* 601, i. currit per aedes *Ulp.*

601, m. meretur curam publicam *Ulp.* 601, m. — 2) *Accusat.* cloacam ducere in agrum *Ulp.*

601, m. facere *Ven.* 602, i. (novam). ff. ff. *Ulp.*

601, m. habere per vicini domum *Ner.* 258, m. immittere *Ulp.* 575, ff. (in viam publicam). 601, i.

(in cloacam publicam). mittere *Ulp.* 250, i. pur-gare *Ulp.* 376, m. 601, m. purgare (et, vel) reficere

Ed. Ulp. 601, i. *Ulp.* 601, i. ff. 30. reficere vel (et) purgare *Ulp.* 376, m. 601, m. 602, i. purgare et restituere *Ven.* 602, i. reficere *Ven.* 602, i. *Ulp.*

(*gloss.*!) 376, m. 601, m. ~ ad cloacam immittere quid *Ulp.* 602, i. pertinet interdictum *Ulp.* 602, i.

~ in cloacam ceciderant vommi *Ulp.* 285, i. demitti solitus servus *Paul.* *ad Lab.* 558, m. habet exitum cloaca *Ulp.* 601, m. immittere cloacam *Ulp.*

(601, m). ~ per cloacam minus habilis fit via *Ulp.* 575, ff. (*del. Mo.*). — 3) *Genet.* cloacae appellatione et tabas et fistula continetur *Ulp.*

601, m. usus *Ed. Ulp.* (602, i). cloacarum im-munditiae *Ulp.* 601, i. refectio et purgatio *Ulp.*

601, m. — 4) *Ablat.* de cloacis *R.* 601, i. edic-tum *Ed. Ulp.* 588, m. interdictum non dabo *Ed.*

Ulp. 601, m. ~ in cloaca facere, fit *Ed. Ulp.* 602, i. *Ulp.* (*gloss.*!) 377, i. (*ex suppl.*). 609, i. (in

suppl.). immisus habere *Ed. Ulp.* (602, i).

cloacarium. scil. tributum.olvere *Ulp.* 10, i. cloacarum nomine debetur quid *Ulp.* 224, m.

clodus. morbosus est *Gai.* 605, i. ~ servus *Gai.* III, 214.

clyster. clystore (crustere *F.*!, clistere *F.*!) me-dicamentum infundere *Ulp.* 280, i.

concervatio. actionum *Gai.* 41, i.

consorcio. summas *Iav.* 491, i.

coarcesco. concuit vinum *Pomp.* 96, II. *Ulp.* 562, 19. 123, II. 19.

coactilla. ex lana coacta factus. coactilla vesti cedere *Ulp. (Aristo)* 153, §.

coactio. causae coelectio, quasi causae suae in brevis coactio *Gai.* IV, 15.

coactor. argentiarius *Scaev.* 468, §. (*cf. Gai.* IV, 126. *Scaev.* 715, §. *Ulp.* 186, 16).

coaduno. brachium statuae *Ulp. (Trib.)* 332, 31. summae plures in unam summam coadunatae *Paul. (Trib.)* 66, 4.

coaequo. civili ratione capitis deminutio mortis coaequatur *Gai.* III, 153.

coaequimo. furti actione hoc quoque coaequimatur *Cels.* 755, 18.

coalesco. coalescit, consulit arbor *Ulp.* 202, 12. 14. 383, 3 (cum terra mea). *Paul.* 494, 11. II. concha *Ulp.* 152, §. (*corr. f.*) crusta *Ulp.* 382, 3. 383, 3 (cum terra mea). plantae *Gai.* 490, II (terra; *corr. f.*) vitis *Vem.* 610, II (in fundo).

coangusto. aditum aedium *Ulp.* 564, 3. aquam *Ulp.* 579, 30. id interpretatio *Pomp.* 943, §.

coarguo. secundas tabulas vel codicillos *Paul.* 178, 3.

coarto. I. brevis, arctius reddere. persecutionem libertatis causa impositorum *Ulp.* 321, §. rem *Paul.* 202, 34. (tempus) longius *Gai.* II, 170. viam *Ulp.* 575, 12. — II. circumscribere, definire. licentiam ad sufficientem numerum testium *Char.* 650, §. tuam partem (fundi), quantuncque aliorum partes redemeris *Ner.* 491, 12. — III. cogere. coartandus est emptor venditionem adimplere *Paul. (Trib.)* 522, 11.

coccum. continetur, edit versicoloribus *Ulp.* 93, §. *Paul.* 95, i. non continetur purpureae appellatione *Ulp.* 93, §. suo nomine designatur *Paul.* 95, §. (*cf. i.*)

cochlear. cochlearia vasis argenteis continetur *Paul.* III, 6, 86.

cochlea. cochleas (procleas *F.*; alii *codd.* aliter) quibus relevatur praelum dominum parare oportere *Ulp.* 563, 30.

cocinatorius. cocinatorium instrumentum *Ulp.* 151, 41.

cocinatorius. vasa cocinatoria *Paul.* 139, 11.

coclea. *vid. cochlea.*

coco. *vid. coquo.*

cocus. *Forma.* coquus *Paul.* III, 6, 72. ceteris locis cocus — *Significatio.* mediocris *Gai.* 608, 2. optimus *Gai.* 608, 1. coci in servis sunt iis, quos usus sui causa pater familias habet *Aff.* 951, 51. inter urbana ministeria continentur *Paul.* III, 6, 72. si idem lecticarius sit et cocus

Paul. 99, 13. cum lecticarius cocus factus est *Marci.* 92, 1 (*del. Mo.*). ~ ceterum *Gai.* 608, 2. 184, 11. 36. 431, 11. *Marci.* 92, 1.

codex. chartaceus, duo, ebores, membraneus, plures, totus *vid. s. h. verb.* — codex argentei *Gai.* (61, 34). *Scaev.* 715, §. *Pap.* 170, §. *Ulp.* 60, 30. nummulariorum *Paul.* 61, 34. rationum *Gai.* 61, 34. — codices in supellectili non sunt *Aff.* 140, 51. debentur libris legatis *Paul.* III, 6, 87. *cf. Ulp.* 88, 33. ~ codicem (codices) adferre ex provincia *Pap.* (170, §). commodare *Ulp.* 402, 33. inspicere et describere *Gai.* (61, 31). proferre *Ulp.* (60, 33). ~ codice conscriptum est *Scaev.* (715, §). probatio continetur *Paul.* (61, 31). ~ in codice facere debitorem chirographum cavere *Ulp.* (402, 33). in duobus codicibus scriptis alios atque alios heredes *Ulp.* 311, 1. in pluribus codicibus tabulae scriptae *Ulp.* 572, 11.

codicillus. *Forma.* semper plurali numero proferitur *Gai.* 946, 33. singulari numero usurpatum legitur: codicillus *Marcell.* 906, 31. codicilli *Scaev.* 84, 46. codicillo (*sed scribendum videtur codicillos*) *Paul.* 187, 35. —

Significatio. alii, cerati, falsi, irriti, novissimi, priores, veri *vid. s. h. verb.* —

I. librorum appellatione continentur omnia volumina, etiam si in ceratis codicillis sunt *Ulp.* 88, 34. — II. administrantes rem principum ex indigentia eorum, licet citra codicillos *Herm.* 792, 40. —

III. Codicilli ad rem testamentariam pertinentes. A. Notabilia (loci repetuntur). codicillorum ius singulare est, ut quaecunque in his scribentur perinde habentur, ac si in testamento scripta essent *Iul.* 903, 32. conficiuntur quatuor modis: aut enim in futurum confirmantur aut in praeteritum aut per fideicommissum testamento facto aut sine testamento *Paul.* 904, 34. (*corr. f.*) testamento facto vires ex eo capiant, pars intelligentur testamenti *simil. Iul.* 904, 2. *Gai.* 890, 32.

Scaev. 905, 45. *Pap.* 905, 30. *Ulp.* 899, 3. *Paul.* 906, 12. ante tabulas testamenti codicilli facti non aliter valent, quam si . . . confirmantur *Pap.* 904, 11. intestato patre fam. mortuo nihil desiderant codicilli, sed vicem testamenti exhibent *Paul.* 906, 11. codicillos si demum facere potest, qui et testamentum facere potest *Marci.* 904, 32. *cf. Paul.* 904, 10. codicillos et plures quis facere potest et ipsis manu neque scribi neque signari necesse est *Marci.* 904, 31. litterae quibus hereditas promittitur vel animi affectus exprimitur, vim codicillorum non optinent *Paul.* 906, 30. furiosus non intellegitur codicillos facere *Iul.* 903, 31. codicillis nemo heres institui potest neque exheredari *simil.*

Gai. II, 273. *Scæv.* 254, 22. *Pap.* 847, 27. 905, 30. *Ulp.* 862, 40. XXV, 11. hereditas testamento inutiliter data non potest codicillis quasi hereditas confirmari *Iul.* 903, 22. hereditas codicillis neque adimi potest *Mod.* 864, 40. at is qui testamento heres institutus est, potest codicillis rogari, ut eam hereditatem alii totam vel ex parte restituat *Gai.* II, 273. *cf. Ulp.* XXV, 11. legatum codicillis relictum valet, si a testatore confirmati fuerint *Gai.* II, 270* (*suppl. ex Epit.*). *cf. Paul.* 187, 33. legatum adimi potest codicillis test. confirmatis *Ulp.* XXIV, 29. legatorum, quae in codicillis relicta sunt, perinde dies dicitur adque testamento relictorum *Paul.* 259, 27. fidelicommissum etiam non confirmatis codicillis relinqui potest *Gai.* II, 270*. *cf. Ulp.* XXV, 8. *Paul.* IV, 1, 10. libertas sicut dari, ita et adimi. codicillis test. confirmatis potest *Ulp.* II, 12. *cf. Paul.* IV, 14, 2. *Mod.* 433, 51. libertates fideicommissae et codicillis non confirmatis relinqui possunt *Mod.* 433, 33. — B) *Loci secundum casuum ordinem enumerati.* 1) *Nominat.* *Gai.* 946, 33. *Ulp.* 867, 22. codicilli (militis) aestimandi sunt communi iure civium Romanorum *Iul.* 870, 22. capiunt vires ex testamento *Iul.* (904, 2). continent ademptionem legatorem *Ulp.* (379, 10). desiderant nihil, sed vicem testamenti exhibent *Paul.* 906, 17. durant *Ulp.* 71, 33. evanescent *Marcell.* 906, 29. 30. habent suum effectum *Tryph.* (Trib.) 888, 2. habent locum *Paul.* 906, 12. habentur pro parte testamenti *Scæv.* 905, 22. intelliguntur pars testamenti *Gai.* 890, 22. latent *Paul.* IV, 7, 5. pertinent *Scæv.* (test.) 69, 33 = 254, 22 (ad uxorem et filiam). *Ulp.* 899, 22 (ad causam testamenti). *Paul.* 906, 12 (ad testamentum). (rat. 172). rati sunt *Cels.* 906, 22. servant observationem et legem iuris indo (i. e. ex testamento) traditam *Scæv.* (905, 22). valent *Marcell.* (Aristo.) 905, 12. (test.) 456, 4. *Pap.* 904, 12. (905, 30). *Ulp.* (Pomp.) 831, 22. 903, 22 (quasi codicilli). *Paul.* 904, 40. 905, 2. 7. 8 et 10 (in re militari). *Marcian.* 904, (22). 24. ~ tabulae magis codicilli quam testamentum existimandae sunt *Paul.* (Iul.) 906, 29. ~ 2) *Accusativus.* codicillos aperire *Iul.* 25, 2. (237, 33). *Scæv.* 70, 33. 147, 4. *Pap.* 52, 51. *Ulp.* 899, 22. 445, 17. celare *Ulp.* (Trib.) 379, 10. coarguere *Paul.* 178, 22. conficere *Scæv.* 170, 33. *Paul.* 904, 22. confirmare *Gai.* (II, 270*). *Iul.* 471, 2. 8. *Pap.* (904, 12). *Paul.* 904, (22). 23. 905, 3 (recte). 12. 828, 12. *Marcian.* 904, 22. (30). confirmare testamento *Pomp.* 943, 37. *Gai.* (869, 22). II, (273). 273. *Tryph.* 888, 2. *Paul.* (IV, 1, 10). in testamento *Iul.* 904, 2. *Ulp.* 831, 27. per fideicommissum *Scæv.* 81, 3 (gloss.). per fideicommissum testamento facto ant sine testamento *Paul.* (904, 22; corr.).

ab intestato *Scæv.* 906, 4. (codicillis confirmatis *Pomp.* 854, 2. *Scæv.* 80, 33. 84, 33. *Ulp.* XXV, 11. *Paul.* 6, 33. testamento confirmatis *Scæv.* 105, 4. *Ulp.* 747, 22. II, 12. XXIV, 29. *Paul.* IV, 14, 2. *Marcian.* 904, 22. *Mod.* 433, 51. non confirmatis *Gai.* II, 270*. *Ulp.* XXV, 8. 11. *Paul.* 178, 22. *Mod.* 433, 33). delere *Ulp.* (Pomp.) (831, 22). dicere falsos esse *Paul.* 180, 12. exhibere *Ulp.* 330, 22. facere *Iul.* 870, 22. 903, 27. 904, 4. 237, 54. *Gai.* 869, 22. *Marcell.* (905, 12). *Scæv.* 80, 42. (130, 33). 205, 22. 221, 22. 264, 33. *Pap.* 858, 2. 903, 22. 905, 24. *Ulp.* 870, 12. 892, 12 (ab intestato). 903, 27. 71, 33. *Paul.* 905, 1. 2. (10). (828, 12). *Marcian.* 904, 22. (24). 25. ad filium *Marcell.* 906, 22 (codicillum). ante factos codicillos *Scæv.* 164, 22. post codicillos factos *Iul.* 904, 2. (codicillis factis *Paul.* 873, 2. 61, 12. *Paul.* 791, 22. 906, 12. 77, 2. 18. *Macer* 220, 33). interdicere *Ulp.* 824, 17. proferre *Cels.* 78, 12. *Iul.* 28, 33. *Pomp.* 626, 13. *Ulp.* (379, 10; del. Mo.). *Paul.* III, 6, 92. (IV, 7, 5). ratos habere *Ulp.* 448, 2. redigere in potestatem institutionis *Ulp.* (870, 12). referre ad testamentum *Paul.* (905, 10). relinquere *Marcell.* 906, 22. (test. 456, 4). reperire *Scæv.* 74, 33. rumpere *Iul.* 904, 22. scribere *Cels.* (645, 12. 906, 22). *Iul.* 903, 22. *Call.* 826, 22 (alterius). *Tryph.* (888, 2; in tempore captivitatis). *Paul.* 904, 22. *Marcian.* 904, (22. 21). 22 (in captivitate). ante scriptos codicillos *Iul.* 903, 22. *Pomp.* 943, 33. (codicillis scriptis *Iul.* 824, 33. *Pap.* 905, 22. *Marcian.* 863, 31). scribere ad aliquem *Marcell.* 906, 22. 22. *Pap.* (905, 21). *Scæv.* 81, 22. 169, 22. *Mod.* 433, 33. 54. signare *Marcian.* (904, 22. 22. 21). subripere *Call.* 875, 22. subscribere *Marcian.* (904, 22). suppressere *Paul.* (IV, 7, 5). ~ ad codicillos pertinere interdictum *Ulp.* 571, 22. ~ in codicillos (codicillo codd.) delata est quantitas *Paul.* 187, 33. ~ per codicillos confirmatur testamentum *Pap.* 905, 22. erogari potest *Ulp.* 824, 12. ~ praeter codicillos non valet *Scæv.* 80, 22. computari debet alterum tantum *Scæv.* 147, 12 (propter *Hol.*). — 3) *Genetivus.* codicillorum causa *Ulp.* 870, 22. confirmatio *Tryph.* (Trib.) 888, 2. *Marcian.* 904, 22. 22. instar habere *Pap.* 905, 22. ius *Iul.* 903, 22. ~ 903, 22. scriptura *Tryph.* 752, 22. tempus *Marcian.* 904, 22. 22. tempore *Iul.* 903, 22. 22. 904, 11. *Scæv.* 905, 42. verba *Scæv.* 82, 2. 84, 22 (codicilli). vice valere *Scæv.* 69, 12. *Ulp.* 829, 22. 867, 27. vim optinere *Paul.* 906, 22. — 4) *Dativus.* codicillis inserere verba *Scæv.* 69, 22 = 254, 52. subscribere *Call.* 827, 2. — 5) *Ablativus.* codicillis accipere *Iul.* 841, 17 (libertatem). *Pap.* 180, 22. *Ulp.* 374, 22 (libertatem). adicere conditionem *Marcian.* 904, 22. 22. adimere *Iul.* 824, 30. *Scæv.* 905, 22.

(906, i). 170, 30. (254, 30). *Ulp.* 834, 20. (II, 12). XXIV, 29. *Paul.* 168, 40. 532, 30. (III, 6, 92). *Mod.* 864, 40. *ademptio facta Scaev.* (905, 20). *adscribere Scaev.* (905, 20). *Call.* 826, 30. (libertatem sibi). *Ulp.* 831, 37. *Paul.* IV, 1, 10. *Mod.* 864, 20. (condicionem). *adsignare libertum Ulp.* 339, 3. *cavere Iul.* 160, 30. *Marcell.* 92, 30. 187, 30. 456, 11. (test.) II. *Scaev.* 80, 30. (81, 3). 84, 30. 118, 37. (136, 30). 146, 30. 255, 37. *Sever.* *Ulp.* 808, 10. *Mod.* 45, 37. *committere fidei Iul.* 237, 30. *Scaev.* (169, 10). *Paul.* 206, 1. *confirmatur Iul.* 903, 30. (hereditas). *Pap.* 904, 10. (codicilli). *dare aliquid Scaev.* (*Trib.*) 146, 30. *Pap.* 59, 17. *Paul.* 905, 10. 77, 30. *Mod.* 43, 30. *dare fideicommissa Iul.* 904, 2. *Scaev.* 112, 30. *Ulp.* XXV, 8. *per fideicommissum Iul.* 903, 30. *Scaev.* 70, 30. 121, 30. *dare hereditatem Scaev.* (70, 30). 254, 30. *Pap.* 847, 37. 873, 9. 10. 905, 30. *Ulp.* 862, 40. *dare legatum Iul.* 26, 30. *Tryph.* 869, 40. 870, 1. 1. (del. Mo.). 10. (ex com.). 12. *dare libertatem (libertates) Iul.* 28, 30. 471, 3. 7. *Pap.* 905, 30. *Ulp.* 437, 4. II, 12. *Paul.* 905, 10. 168, 30. IV, 14, 2. *Mod.* 453, 30. *dare tutorem Tryph.* 752, 1. 758, 30. *Imp. nostr.* *Ulp.* *vat.* 159 = *Paul.* *vat.* 246. *Paul.* 791, 30. *vat.* 172 (*suppl.*). *datio facta Scaev.* 905, 30. *declarare eodem testamento se mori velle Pap.* 314, 3. *designare Scaev.* 67, 10. (debitorem). *Mod.* 109, 30. *dictum nihil Mod.* (43, 30. ex com. Mo.; *relictum codd.*). *dividere Scaev.* 318, 10. *divisionem facere bonorum Scaev.* 170, 1. *Pap.* 180, 10. *exheredare Gai.* (II, 273). *explicare legatum Paul.* 187, 30. *facere heredem Pap.* (test.) 847, 30. *instituere heredem Gai.* II, 273. *Pap.* 847, 30. *Ulp.* XXV, 11. *lo-gare Iul.* 25, 1. 27, 30. *Scaev.* 906, 1. 68, 10. 105, 1. (136, 30). 146, 30. 147, 10. (del. Hal.). (164, 30). 205, 30. *Tryph.* 870, 3. 10. *Ulp.* 166, 30. *Paul.* 6, 30. (test.) 187, 30. *Marcian.* 863, 30. 904, 30. 30. *Mod.* (test.) 43, 30. *Ilern.* 76, 30. *manumittere Scaev.* (test.) 84, 30. 136, 30. 145, 30. *Paul.* 432, 30. (*corr.*?). *nominare Scaev.* 67, 30. *petere Pap.* 887, 30. 124, 30. *Paul.* 665, 10. (ut restitueret). *praecipere Scaev.* (80, 30). *relinquere Gai.* II, 270* (*suppl.* *ex Egit.*). 270*. *Scaev.* (test.) 83, 30. 145, 30. (*Trib.*) 146, 30. 147, 30. et 150, 30. et 156, 30. (per fidei.). *Pap.* 61, 30. *Ulp.* 75, 30. 332, 10. 536, 10. *Paul.* 906, 10. 77, 30. *Mod.* 43, 30. (*corr.*?). 46, 30. 433, 30. *rescindere legatum Paul.* (III, 6, 92). *rogare Iul.* 29, 30. *ferre = Call.* 876, 30. *rogare ut restituat Gai.* II, 273. *Ulp.* XXV, 11. *rogare restitui Macer* 220, 30. *scribere Gai.* 869, 30. *Scaev.* 82, 1. 99, 30. 112, 30. 130, 30. 163, 30. *Pap.* 905, 30. 194, 30. *Ulp.* (test.) 862, 30. *Paul.* (test.) 314, 30. *Marcian.* 904, 30. *scribere heredem Ulp.* (test.) 841, 1. (test.) 862, 30. (test.) 40. *Paul.* (test.) 314, 30. *scribere tutores Ulp.* 717, 30.

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significare Scaev. 751, 30. *substituere Scaev.* 254, 30. *transferre Scaev.* 144, 30. 169, 30. *vetare Scaev.* 67, 30. (105, 30). 144, 30. *Ulp.* 748, 10. *Paul.* (test.) 432, 7. *~ a codicillis repelli Paul.* 178, 30. *~ ex codicillis debentur Ulp.* 448, 30. (libertas). *Paul.* 905, 20. (legata). *fideicommissum Ulp.* 904, 10. *Scaev.* 169, 30. *habere Ulp.* 536, 10. *liber erit Iul.* 841, 10. *pervenire ad patrem Scaev.* 84, 30. *pervenire ad legatarium Scaev.* 206, 1. *praestare Scaev.* 146, 30. (fideicommissum). 205, 30. (legata). *Tryph.* 319, 30. *et Pap.* 434, 10. (libertatem ex falsis c. per errorem). *Ulp.* 448, 30. *vindicari Iul.* 25, 30. *non valent quasi ex codicillis Ulp.* 73, 30. *~ in codicillis adscriptum Ulp.* 841, 1. *Paul.* (828, 30). *constitutum Pap.* 434, 10. *factum Ulp.* 167, 10. *locum non habet Falcidia Scaev.* 221, 30. *legatum est Paul.* 77, 30. *manumissal Scaev.* (test.) 112, 30. *observari Pomp.* 854, 30. *ostendere Scaev.* 130, 30. *relinquere legata Paul.* 259, 30. *scribere Cels.* 645, 30. *Iul.* (903, 30). 237, 30. *Pomp.* (test.) 943, 30. *Gai.* II, 270*. *Marcian.* 904, 30. *scriptura facta Ulp.* 4, 30. *spectare iuris civilis regulam Gai.* 869, 30. *valet quasi in codicillis Ulp.* 903, 30. — (codicilli militis Iul. 870, 30. 30. *Gai.* 869, 30. 30. *Scaev.* 205, 30. 221, 30. *Pap.* 873, 30. *Paul.* 905, 30. 10. 206, 1. *Macer* 220, 30). **coemo.** frumentum *Ulp.* 422, 30. *merces Mand. Imper. Ulp.* 784, 30. *venales novicii Pomp.* 102, 6. **coemptio.** *fiduciaria vid. s. h. v.* — in manu conveniebant coemptione *Gai.* I, 110, 113. *potest coemptionem facere mulier non solum cum marito, sed etiam cum extraneo I.* 114. *aut matrimonii causa aut fiduciae I.* 114. *cum marito matrimonii causa I.* 114. 114. *fiduciae causa, veluti tutelae evitandae causa I.* 114. 114. 115. 115*. 195* (libertina). *olim etiam testamenti facienti gratia fiebat fiduciaria coemptio I.* 115*. 115*. *hanc necessitatem coemptionis faciendae ex auctoritate divi Hadriani senatus remisit I.* 115*. II, 112. *per coemptionem mulier capite deminuit I.* 162. IV, 38. *~ ceterum I.* 123. 123. 123.

coemptionator. *dimittit ex suo iure Gai.* I, 118*. *fit heres Gai.* III, 84. *non tenetur Gai.* III, 84. *~ coemptionatorem cogere, ut remancipet Gai.* I, 137*. *ad coemptionatorem non transit quod debuit (mulier), nisi si hereditarium aes alienum fuerit Gai.* III, 84. *apud coemptionatorem filiae loco est Gai.* I, 118. *~ coemptionatori adquirentur omnes res (mulieris) Gai.* III, 83. *~ a coemptionatore (coemptionatoribus) mancipari Gai.* I, 118 (*suppl.*). 118*. 166*. *Ulp.* XI, 5. *mancipio accipi Gai.* I, 123. *remancipari Gai.* I, 115.

coeo. I. *Proprie* = convenire. *semel in mense Marcian.* 793, 1. *si creditores privato con-*

silio coierint *Iul.* 559,34. praetor iubebit eos (tutores) convocari aut, si non coibunt etc. *Ulp.* 760,19. cf. *Pomp.* (340,30). — **II. Translate** = *se coniungere*. materia daretur (cauponibus) cum furibus adversus eos quos recipiunt coeundi *Ulp.* 160,20. — **A. de collegiis et corporibus**. religionis causa *Marcian.* 793,3. coire collegium (*Accus.*) *Ulp.* 29,3 (illicitum). collegia (vel corpora) quibus coeundi lus est *Call.* 919,43. *Ulp.* 428,8. corpus cui licet coire *Paul.* 175,19. collegium (vel corpus) coit *Marcian.* 793,1. 13. — **B. de sociis**. quo facillius coire coheredes vel socii possunt *Pomp.* 340,30. res coeuntium *Paul.* 498,14. coire ad (*om. Dig.*) falsas testationes faciendas testimoniave falsa invicem dicenda (aut consignanda *add. coll.*) dolo malo *Ulp.* (SC.†) 825,13 = *coll.* 8, 7, 1. in accusationem innocentium *Macer.* (SC.†) 787,36. ad accusationem innocentium *Marcian.* (823,3 ex *con. Mo.*) ad occisionem (accusationem *Pithoeus*) innocentium *Ulp. coll.* 8, 7, 2. in alienam litem *Mod.* (SC. *Volus.†*) 818,19. libertus cum patrono libertatis causa *Ulp.* 638,34. ~ sagariam negotiationem *Ulp.* 504,3. ~ societatem cum aliquo *Lab.* 512,27. *Proc.* 511,30 et *Pomp.* 498,31 (ea condicione). *Ulp.* 506,12. societatem *Cels.* 511,17 (ex his partibus). *Pomp.* 500,3. 506,32. 648,17. *Gai.* 696,11 (flagitiosae rei). 111, 148 (aut totorum bonorum aut unius alicuius negotii). 149. 149. 149. *Ulp.* 127,32. 131,12. 498,31. 499,1. 2 (universorum quae ex quaestu veniunt). 24 (condicione). 501,11. 15. 502,1 (tractatu habito). 8 (sine tutoris auctoritate). 503,32. 504,36 (ad emendum). 505,2 (coitae plures societates inter eosdem). 22 (honestae et licitae rei). 22 (maleficii). 22. 506,1 (non habendae quadrigae, sed vendendae). 1. 2. 510,26 (ad emendum). 511,10 et 12 (universorum fortunarum). 831,11 (contra annonam). (SC.†) *coll.* 8, 7, 2 (ob instruendum advocacionem) *ferre* = *Marcian.* 823,5. *Paul.* 498,12. 19 (omnium bonorum). 21 (*om. F.*). 21 (dolo malo aut fraudandi causa). 500,3. 501,21. 22. 508,20 (sive totorum bonorum sive unius rei). 22 (in rem certam emendam conducendamve). 509,2. 2. 12. 16. 21 (de re). 34 (vectigalium causa). 510,20. 511,3 (lucri quaestus compendii). 616,32. *Mod.* 498,36 (et re et verbis et per nuntium). — **C. de viro et femina**. 1) iusti matrimonii causa. *Paul.* 657,31. 704,12. in matrimonium *Afr.* (test.) 186,25. *Paul.* 674,5 (Titia Seio). matrimonium *Ner.* 376,29. matrimonio *Mod.* 704,32. — 2) de iniusto matrimonio vel illegitima coniunctione. coire inter se *Gai.* 1, 59. *Ulp.* XVI, 1. Ita *Gai.* 1, 75. alieno servo *Gai.* 1, 84. 91 (*suppl. Holwe.*). cum aliena ancilla *Gai.* 1, 85. cum servis *Gai.* 1, 160.

coepi. I. Activum. A. ab aliquo, ex aliquo. legata ab herede *Paul.* 646,13. origo *Pomp.* 11,10 (a Capitone et Labone). *Paul.* 513,7 (origo emendi vendendique a permutationibus). stipulatio non a condicione *Pap.* 669,3. dominium rerum ex naturali possessione *Paul.* 502,1. ~ qui ab adultero vel adultera coepit (*scil.* accusare) *Ulp.* 805,22. — **B. Absolute dictum. 1) de personis.** *Ulp.* 331,19 et 805,22 (*scil.* accusare). 927,3. 3. 7. 5. *Paul.* (405,4). — 2) de rebus: actio *Scaev.* 101,30. donatio *Ulp.* 708,22. iudicium *Ulp.* (†) *vat.* 340b (*suppl.*). possessio, quae per longum tempus fit (*usucapio Tryph.†*) *Tryph.* 695,20. usufructus *Tryph.* 229,22. — **C. Sequentie Infinitivo. 1) Activi.** a) Subiectum est homo (*etiam servus*). coepit esse aeger *Ulp.* 108,19. anniculus *Gai.* 1, 29. dotata *Ulp.* 297,13. liber *Gai.* 111, 56. *Scaev.* 264,38. *Paul.* 103,31. maior annis *Pap.* 682,32. mutus aut surdus *Gai.* 815,32. pubes *Gai.* 1, 196. solvendo *Ner.* 679,2. viripotens *Lab.* 264,43. ~ esse cognatus *Marcian.* 73,11. debitor *vid. infra pag. 773, 14.* dominus *Gai.* 272,31. *Paul.* 250,2. 413,22. 449,22. filia neptis per adoptionem *Gai.* 665,2. loco filiae aut neptis *Gai.* 1, 59. fugitivus *Ulp.* 607,12. 609,2. fugitivi *fur Ulp.* 745,22. Latini coloniarum *Gai.* 111, 56. libertus alicuius *Marcell.* 334,38. miles vel alterius fori *Ulp.* 165,29. loco nuptae *Ulp.* 656,27. loco parentum liberorumve sibi per adoptionem *Gai.* 1, 59. possessor *vid. infra pag. 774, 6.* servus (alicuius) *Ner.* 754,22. *Gai.* IV, 77. *Paul.* (stip.) 663,12. soror matri per adoptionem *Gai.* 1, 61. tutor *Pomp.* 764,22. *Gai.* 1, 186. *Ulp.* 778,30. 798,32. uxor *Ulp.* 808,12. ~ esse alicuius: tunc *Lab.* 483,2. unius *Paul.* 303,27. Septicii *Ulp.* 312,22. ~ esse eo animo circa aliquem *Scaev.* (Trib.†) 67,22. alterius fori *Ulp.* (165,29). suae mentis *Paul.* 746,22. eiusdem imperii *Paul.* 172,2. alieni iuris *Ulp.* 746,11. sui iuris *Gai.* IV, 77. 78. *Paul.* 67,29. suae potestatis *Ven.* 483,17. certi status *Ulp.* 347,12. ~ esse in bonis *Paul.* 52,12. 482,22. in diuturne causa *Ulp.* 52,2. in ea causa *Pomp.* 545,44. *Afr.* 591,29. *Paul.* 446,22. 725,22. in concubatu filii vel in nepotis *Ulp.* 744,10. in lite *Ulp.* 204,10. in potestate *Gai.* IV, 78 (mea). *Ulp.* 365,22. 51. in vinculis hostiumve potestate *Ulp.* 639,3. intra fines imperii nostri *Lab.* 892,22. intra praesidia nostra *Pomp.* 886,8. ~ abducere comitem *Ulp.* 777,22. abesse *Ulp.* 147,12. *Pap.* 38,22. 170,4. *Tryph.* 793,12. *Ulp.* 141,2. 144,22. 798,12. 609,2. 780,22. accusare *Scaev.* 637,22. *Ulp.* 716,22. (331,19. 805,22). 838,12. adgredi aliud *Paul.* 103,2. adhibere moram *Pomp.*

541, 12. administrare *Scaev.* 773, 12. *Pap.* 768, 12. *Ulp.* 799, 2. 656, 2. *Paul.* 104, 12. aedificare *Scaev.* 530, 12. agere *Iul.* 724, 22. *Ven.* 732, 7. *Call.* 508, 15. *Tryph.* 180, 19. *Ulp.* 324, 12. 374, 12. *Paul.* 146, 30 (rem publicam). posse agere *Gai.* 608, 30 (corr. f.). velle agere *Ulp.* 675, 25. actionem habere *Pomp.* 621, 29. *Paul.* 586, 29. 726, 12. agitare *Paul.* 873, 10. cadere *Ulp.* 768, 3. celare *Afr.* 514, 12. conferre bona *Pap.* 267, 22. conveire *Pomp.* 4, 21 (plebs). *Ulp.* 158, 22. male conversari *Ulp.* 760, 3. currere *Ulp.* 606, 37. dare utiles actiones *Gai.* 11, 253 (praetor), debere *Afr.* 447, 1. *Scaev.* 163, 2. 165, 22. *Ulp.* 428, 3. *Paul.* 448, 3. 449, 21. 269, 12. 326, 2. debitor esse *Pap.* 200, 2. 245, 22. *Ulp.* 455, 3. *Paul.* 638, 3 (fisci). deferre causas *Marcian.* 879, 29. desiderare sibi restitui hereditatem *Ulp.* 233, 22. dubitare *Ulp.* 363, 22. 480, 2. se excusare *Ulp.* 918, 12 (iudex). exercere turpes operas *Paul.* 323, 12. existere heredes *Ulp.* 142, 12. experiri *Ven.* 771, 12 (vel ad iudicium vocari). *Afr.* 394, 12. facere posse *Ulp.* 217, 22. facere hoc *Ulp.* 190, 12. facere artem ludicram *Paul.* 663, 22. 21. facere moram *Ulp.* 926, 22. facere opus *Iac.* 692, 37. *Ulp.* 602, 22. 927, 3. & facere testamentum *Iac.* 818, 21. *Pap.* 872, 2. fari *Gai.* 676, 22. furare *Proc.* 511, 22. *Iul.* 159, 21. *Pomp.* 359, 22. 21. 522, 22. 523, 3. 644, 12. *Afr.* 735, 2. *Ulp.* 17, 7. 54, 12. 438, 27. 562, 9. 721, 22. 745, 12. 612, 12. *Paul.* 170, 11. 744, 12. 882, 12. 277, 12. gerere *Gai.* 799, 11. *Pap.* 790, 22. *Paul.* 102, 22. 103, 12. 405, 2. se gerere pro libero *Ulp.* 607, 12. habere in potestate *Gai.* 301, 22. *Tryph.* 823, 19. *Ulp.* 301, 12. *Macer.* 825, 22. cf. *Paul.* 518, 2 (ita). habere creditorem *Iul.* 564, 2. suum heredem *Paul.* 858, 2. minorem dotem vel nullam *Pomp.* 622, 22. pignus liberatum *Pomp.* 275, 22. heredis res *Gai.* 11, 212. 212. cuius ager *Ulp.* 399, 22. promissoris propria res *Ulp.* 655, 2. alterius domini pars praedii *Paul.* 676, 22. coloni fructus *Paul.* 743, 10. ~ cooperent esse merces decem *Call.* 420, 22. coepit esse res periculo eius *Ulp.* 739, 12. usus testatoris vinum *Ulp.* 123, 22. ~ esse fundus siue causa penes maritum *Afr.* 678, 22. ~ cassitate stillicidium *Paul.* 255, 22. cedere *Pomp.* 325, 22 (operae). *Maccian.* 209, 12 (dies). circumfluere *Pomp.* 495, 12. 598, 22. competere *Pomp.* 648, 10 (actiones). *Paul.* 210, 22 (libertas). 252, 9 (actio). alia currere *Ulp.* 578, 22 (Nilus?). fluere *Caes.* *Paul.* 263, 22. *Proc.* 500, 2. 22. *Pomp.* 4, 12 (ius civile ex XII tabulis). *Gai.* 488, 22. 22. 579, 2 (alia). locum habere *Pap.* 683, 10 (sortis exactio). 205, 22 (Falcidia). interesse *Ulp.* 61, 2 (vel minoris vel pluri). 482, 2. cessim ire ploustrum *Afr.* 292, 22. manare *Iac.* 238, 12. pertinere *Iul.*

514, 20. *Gai.* 625, 22. *Marcell.* 520, 22. *Pap.* 895, 22. 516, 2. 525, 22. 22. *rat.* 12. *Ulp.* 332, 27. 21. 359, 12. 367, 2. 271, 2. 384, 20. 519, 12. 555, 2. 569, 22. 612, 12. 624, 7. 741, 12. *Paul.* 182, 22. 206, 2. 388, 22. 512, 22. 517, 22. 22. 527, 22. 587, 10. *Macer.* 51, 20. *Herm.* 273, 22. possessor esse *Ulp.* 188, 12 (malae fidei). profiteri *Pomp.* 8, 12. putare *Ulp.* 625, 1. redhibere *Ulp.* 280, 22. sapere *Ulp.* 748, 22. scire *Ulp.* 190, 22. 480, 2. 493, 22. solvere *Ulp.* 171, 2. 434, 2. 227, 22. *Paul.* 914, 22. temptare probare furum *Ulp.* 367, 22. tenere *Pap.* 857, 22 (locum filii). 526, 10. *Tryph.* 501, 12 (ut proprium agrum iure domini). verberare tabernarium *Afr.* 292, 12. versari praedionis more *Ulp.* 190, 12. vindicare *Pomp.* 545, 2. *Marcell.* 531, 2. *Ulp.* 299, 2. 507, 22. usucapere *Scaev.* 531, 12. *Pap.* 525, 22. 22. uti *Iul.* 529, 22 (exceptione). *Pomp.* 4, 1 (incerto magis iure et consuetudine aliqua populus Romanus). *Paul.* 153, 22 (ornamentis mulieres). — b) *Subiectum est res vel neutrum*, coepit esse actio *Paul.* 620, 12. controversia *Pomp.* 465, 2. tria genera hominum *Ulp.* 2, 2. viri periculum *Ulp.* 675, 12. ~ esse certum *Proc.* 668, 22 (ex con.). *Iul.* 360, 2. *Gai.* 111, 12 = coll. 16, 2. 13. *Pap.* 668, 22. 671, 22. *Call.* 875, 22. *Ulp.* 347, 12. 368, 22. 437, 12. 447, 22. verisimile *Ulp.* 179, 12. ~ esse auctus aerarium populi *R. Pomp.* 6, 7. minor res empti *Paul.* 631, 22. mutua pecunia *Ulp.* 432, 22. perpetua actio *Paul.* 118, 12. solis plenus locus opacus quondam *Ulp.* 254, 22. profana res sacra *Paul.* 663, 2. profanus locus ex sacro religiosoque *Paul.* 663, 12. publicus locus alvei *Iac.* 238, 20. sacra res *Paul.* 663, 2. non salva res *Ulp.* 726, 22. ~ esse alienius: meus *Marcell.* 666, 12 (fundus ex causa lucrativa). *Pomp.* 626, 22 et *Ulp.* 747, 22 (usufructus). tua via *Pomp.* 275, 22. heredis res *Gai.* 11, 212. 212. cuius ager *Ulp.* 399, 22. promissoris propria res *Ulp.* 655, 2. alterius domini pars praedii *Paul.* 676, 22. coloni fructus *Paul.* 743, 10. ~ cooperent esse merces decem *Call.* 420, 22. coepit esse res periculo eius *Ulp.* 739, 12. usus testatoris vinum *Ulp.* 123, 22. ~ esse fundus siue causa penes maritum *Afr.* 678, 22. ~ cassitate stillicidium *Paul.* 255, 22. cedere *Pomp.* 325, 22 (operae). *Maccian.* 209, 12 (dies). circumfluere *Pomp.* 495, 12. 598, 22. competere *Pomp.* 648, 10 (actiones). *Paul.* 210, 22 (libertas). 252, 9 (actio). alia currere *Ulp.* 578, 22 (Nilus?). fluere *Caes.* *Paul.* 263, 22. *Proc.* 500, 2. 22. *Pomp.* 4, 12 (ius civile ex XII tabulis). *Gai.* 488, 22. 22. 579, 2 (alia). locum habere *Pap.* 683, 10 (sortis exactio). 205, 22 (Falcidia). interesse *Ulp.* 61, 2 (vel minoris vel pluri). 482, 2. cessim ire ploustrum *Afr.* 292, 22. manare *Iac.* 238, 12. pertinere *Iul.*

23, 1 (usufructus ad me). *Scaev.* 888, 37 (hereditas ad Seiam). *Ulp.* 248, 10 et 11 (usufructus). 350, 1 (bon. possessio ad alios). 877, 38 (nomen ad eum). *Marcian.* 599, 18 (res ad quem). pervenire aqua citator ad vicinum *Ulp.* 398, 18. prodesse pactum fideiussori *Fur. Anth.* 74, 16. — 2) *Passivi.* a) *Subiectum est homo (etiam servus).* coeperunt constitui consules ex utroque corpore *Pomp.* 6, 32. coepit conveniri *Pap.* 757, 51. *Paul.* 449, 32. 697, 18. *Mod.* 692, 36. defendi *Afr.* 730, 18. *Ulp.* 547, 2. filius esse dici *Ner.* 309, 38. interpellari in reliqua collegarum *Paul.* 905, 2. non posse obligari *Ulp.* 808, 38. obstructus esse *Paul.* 399, 21. possideri *Ulp.* 585, 30 (servi). capere legibus prohiberi *Gai.* 179, 11. redhiberi *Ulp.* 741, 17. subiectus esse privilegiis fisci *Ulp.* 881 23. teneri *Ulp.* 440, 1. *Paul.* 319, 37. vocari ad iudicium *Ven.* (771, 15). — b) *Subiectum est res vel neutrum.* coepit agi *Iul.* 430, 2. *Pap.* 767, 3 (agi posse). *Ulp.* 737, 30 (causa). *Paul.* 480, 33. *Macer* 810, 7. caelari *Ulp.* 151, 38. commeari *Ulp.* 294, 11. dari *Pomp.* 10, 11 (beneficium). *Ulp.* vat. 141 (vacatio a tutelis). deberi *Afr.* 592, 3. *Paul.* (210, 31 libertas). 263, 38. 646, 38. *Marcian.* 455, 15 (libertas). defendi *Afr.* (730, 18?). *Ulp.* 730, 1 (res). dividi actio *Pap.* 694, 18. fieri mora *Ulp.* 660, 33. geri res *Paul.* 40, 15. haberi quasi usufructus *Gai.* 233, 18. imponi libertas *Ulp.* 701, 2. inseri mandatis caput *Ulp.* 867, 8. iuncta esse hereditas *Ulp.* 853, 3. locari ager *Scaev.* 573, 21. obligata esse corpora pecuniae *Scaev.* 588, 3. observari *Paul.* V, 10, 2. peti *Pomp.* 10, 30. *Scaev.* 133, 1. 264, 38. *Pap.* 481, 10. *Ulp.* 537, 38. poni ratio Falcidae *Pap.* 205, 38. possideri *Ulp.* 569, 38. *Paul.* 93, 10. vindicari posse *Ulp.* 596, 43. — (coepit et desiit *Tryph.* 793, 19. desi(n)it et rursum vel iterum coepit *Ulp.* 778, 30. 798, 38. quasi desinat pertinere quod nec coepit *Ulp.* 248, 11. destitit rursusque postea facere coepit *Ulp.* 602, 38). — (*Loc. corr. Pomp.* 4, 11).

II. *Passivum.* A. *Absolute dictum.* debet utiliter esse coeptum *Ulp.* 102, 3. consummatio coepitorum *Tryph.* 772, 10. — B. *Sequente In-finitivo.* coeptum est inofficiosum dici *Ulp.* 177, 30. fabricari argentum *Ulp.* 151, 38. fieri opus *Pomp.* 929, 1. possideri aliquid *Ulp.* 569, 38. 38. coepi percipi fructus *Lab.* 211, 12. scribi libri *Ulp.* 89, 8. — C. *Coemptum est aliquid.* annus vicenisimus quintus *Ulp.* 913, 30. controversia *Ulp.* 175, 37. iniuria *Ulp.* 42, 30 (consummata, non coempta). iudicium *Paul.* 733, 3. lis *Ulp.* 141, 30. 182, 30. 760, 43. magistratus *Ulp.* 79, 32. opus, opera *Ulp.* 33, 16. 608, 36. 927, 7. 29. 35.

Mod. 928, 11. 18. possessio *Scaev.* 530, 18. *Ulp.* 143, 31. quaestio retractationis *Marcian.* 485, 38. res *Pap.* 767, 19. *Ulp.* 881, 30. *Paul.* 170, 38. tutela *Ulp.* vat. 126. *Paul.* 786, 12. usucapio *Ner.* 525, 1. *Ulp.* 311, 9. usufructus *Tryph.* 229, 25. — **coereco.** I = *compescere, continere.* quidquid ceperimus, nostra custodia *Gai.* 487, 18. unde restituendum II, 67. furentem vinculo *Marc.* et *Comm. Macer* 36, 36 fere = *Mod.* 822, 11, qui *Dic. Fratribus* adscribit. ~ aquam *Ed. Ulp.* 601, 1. *Pomp.* 402, 38. *Ulp.* 396, 18. 601, 1. 2. incrementa Nili per aggeres *Ulp.* 785, 38. arborem *Ed. Ulp.* 615, 11. 11. *Ulp.* 615, 18. — II = *punire.* A. *coercendi heredis causa relinquere Gai.* II, 235. *Ulp.* XXIV, 17. — B. *servum.* *Pap.* 434, 38 (poena). *Ulp.* 221, 36. 411, 19. 442, 38. ut servum *Ulp.* 759, 33. 760, 8. — C. *dictum de animadversioe magistratum.* magistratus qui imperium habent, qui et coerecere aliquem possunt *Ulp.* 44, 6. solum relictum est (consulibus), ut coerecere possent *Pomp.* 5, 38. neque enim animadvertendi coercendi vel atrociter verberandi ius habet (legatus) *Ven.* 34, 11. — 1) *coerect praetor Ulp.* 52, 38. 85, 31. 296, 13. 742, 33. 570, 38. 572, 38. 579, 18. 581, 18. (759, 38). 783, 3. edictum *Ulp.* 560, 38. praeses provinciae *Ulp.* 35, 11. 36, 15. 811, 38. 787, 38. 930, 38. imperator aestimavit, quatenus coereceri debeant *Call.* 829, 38. coerendum divus Severus rescripsit *Marcian.* 913, 18. coerect tribunus militum *Paul.* V, 26, 2. *Macer.* 896, 17. non tantum a tribuno vel centurione, sed etiam a principali coerendum est miles *Macer.* 896, 38. ~ coerect actio *Ulp.* 115, 15. 429, 1. Aquila *Ulp.* 342, 9. edictum *v. s. hm.* 25. lex *Ulp.* 812, 38. 38. coll. 1, 3, 2. — 2) *coerectur quis Ulp.* 43, 3. 372, 3. extra ordinem *Ulp.* 736, 37. *Paul.* 667, 11. 771, 3. *Marcian.* 790, 31 (per accusationem expulsa hereditatis). extraordinaria animadversioe *Ulp.* (759, 38). ~ dupli actione *Ulp.* (759, 38). edicto *Ulp.* 43, 7. — 3) *legibus et senatus consultis et principalibus constitutionibus Gai.* 96, 3. senatusconsulto *Ulp.* coll. 8, 7, 2. ex senatusconsulto *Marcian.* 823, 3. ~ publica custodia *Call.* 141, 11. exilio *Tryph.* 854, 15 (temporalis). *Ulp.* 55, 3 (morte exilio). exilio temporali vel interdicione cariae rei *Herm.* 783, 38. morte *Ulp.* (55, 3). multis *Ulp.* 740, 38. dimidia parte dotis et tertia parte bonorum ac relegatione in insulam *Paul.* II, 26, 14. pignoribus a magistratibus *Ulp.* 381, 4. poena *Call.* 876, 38 (servi delatores dominorum). poena falsi *Pap.* (825, 38). *Paul.* 827, 38. V, 25, 5. 9 (10). *Herm.* 827, 38. poena legis Corneliae *Paul.* IV, 7, 2. V, 25, 11. poena legis Fabiae *Paul.* 758, 3 = II, 31, 31. poena metalli *Ulp.*

832, ff. metalli poena vel operis publici *Paul.* II, 19, 9. poena nummaria *Paul.* V, 6, 14. verberibus *Hadr.* *Ulp. coll.* 13, 3, 2. *Call.* 878, ff. (servilibus). vinculis *Call.* 141, ff. in vincula publica *Call.* (Pius) 852, ff. ut *fr. Claud. Sat.* 850, ff. pro delicti modo *Herm.* 835, ff. satis abundeque *Ulp.* 347, ff. gravius *Call.* 345, ff. *Ulp.* 847, ff. lenius *Tryph.* 736, ff. plenius *Call.* 788, ff. — 3) coercetur quid. si quid post interdictum redditum fuerit factum *Ulp.* (581, ff.). quod in flumine publico ripave fit *Ulp.* (579, ff.). adseveratio falsi nominis vel cognominis *Pap.* 825, ff. adulteria *Iul.* 805, ff. *Tryph.* 136, ff. 815, ff. *Ulp. coll.* 14, 3, 3. *Paul. coll.* 4, 2, 1. ff. 804, ff. asperitas dominorum *Gai.* 18, ff. 1, 53. calliditas et protervitas horum, qui hereditates depopulantur *Ulp.* 759, ff. calumnia *Gai.* IV, 174. callidum commentum *Ulp.* (811, ff.). contumacia *Herm.* 542, ff. (litis damno). culpa *Ulp.* 837, ff. (officio iudicis). *Consult.* *Ulp. coll.* 1, 11, 2 (corr.). delictum *Pap.* 854, ff. (eadem lege variis aestimationibus). *Ulp.* (787, ff.). *Paul.* (V, 26, 2; militare d. per tribunos mil. et praefectos classium). deminationes (aquae?) *Ulp.* 785, ff. dolus *Ulp.* (52, ff. 429, ff.). incivile factum *Ulp.* (930, ff.). fraus mensorum *Macer* (896, ff.). heredis indevotio *Ulp.* (Trib.) 137, ff. mariti lenocinium *Ulp.* (812, ff.). noxae publice *Paul.* 621, ff. perfidia *Ulp.* (469, ff. ex com.). res *Gai.* (96, ff.). saevitia *Ulp.* 723, ff. (iudicio). 17. temeritas agentium *Ulp.* 759, ff. — ¶ *Loci corrupti*: publica utilitas coerenda est *Ulp.* 469, ff. cuius rei poena in humiliores capitis, in honestiores insulae deportatione coercetur *Paul.* V, 26, 1.

coercitio. *Forma.* coercitio 774, ff. *ceterum* coercitio. — *Significatio.* capitalis, extraordinaria, levis, modica, plenissima, publica, severior, temporaria *vid. s. h. verb.* — I. *Animadversio publica.* iurisdictio sine modica coercitione nulla est *Paul.* 39, ff. non potest quis gladii potestatem sibi datam vel cuius alterius coercitionis ad alium transferre *Ulp.* 32, ff. *fero* = 961, ff. ¶ coercitio delictorum *Pap.* 11, ff. (est lex). *Ulp.* 945, ff. (est poena). per contrarium iudicium *Gai.* IV, 178. legis *Paul.* 820, ff. senatusconsulti *Marcian.* 836, ff. temporaria quae descendit ex sententia *Pap.* 853, ff. extraordinaria *Ulp.* 791, ff. 845, ff. extra ordinem plectendus, modica tamen coercitio *Ulp.* 350, ff. ne publica c. privata pactione tollatur *Paul.* 687, ff. ¶ capitalis *Iul.* 950, ff. corporis *Ulp.* 846, ff. pecuniaria aut in corpus aliqua *Paul.* 795, ff. (corr. f.). metalli *Call.* 851, ff. ¶ coercitionem admittere *Ulp.* 785, ff. habere *Iul.* (950, ff.). *Ulp.* (791, ff.). ad coercitionem spectare *Paul.* I, 9, 1.

coercitione transigere *Mod.* 792, ff. — II. *Coercitio privata.* morum coercitionem non habet (*heres mariti*) *Paul.* 720, ff. ¶ in nuptiam (*libertam*) car patrono denegatur? *Ulp.* 775, ff. adversus libertum *Ulp.* 774, ff. servi vel servorum *Ulp.* 221, ff. *Paul. coll.* 3, 2, 1.

coerreo. praefectus vigilum per totam noctem vigilare debet et coerrare calciatus cum hamis et dolabris *Paul.* 31, ff.

coetas. I = *concilium.* coetum (*ordinis*) participare *Ulp.* 873, ff. — II = *turba.* turbam multitudinis hominum esseurbationem et coetum *Ulp.* (Lab.) 767, ff. coetum facere *Ulp.* 774, ff. (turba et coetu facto). 802, ff. (coetus conventusve). *Paul.* 818, ff. (coetum et concursus). V, 26, 3. cf. *Marcian.* 816, ff. (corr.). sub praetextu religionis coetus illicitos temptare *Ulp.* 784, ff. in coetu dicere *Ulp.* 777, ff. ff.

cogitatio. I = *consideratio.* idem iuris in eodem genere cogitationis observabimus *Paul.* ad *Lab.* 422, ff. quandoque futuri divortii *Paul.* 702, ff. facinorum suorum *Paul.* 472, ff. mortalitatis *Gai.* 418, ff. *Ulp.* 415, ff. mortis *Paul.* 419, ff. — II = *consilium, voluntas.* cogitationis poenam nemo patitur *Ulp.* 850, ff. verecunda cogitatio eius qui lites exsecratur non est vituperanda *Ulp.* 148, ff. haec, talis cogitatio, ut *Pius* *Scaev.* 144, ff. *Maeonian.* 645, ff. *Paul.* 504, ff. (mente et cogitatione hac). quod ad cogitationem animi, nocens est *Paul.* 828, ff. furti facienti *Paul.* 737, ff.

cogito. I = *in animo, mente habere, recordari.* A. de aliquo vel de aliqua re. 1) de homine (etiam servo): *Iul.* 120, ff. ff. *Marcell.* 510, ff. *Pap.* 666, ff. (de persona tutoris). 434, ff. *Ulp.* 87, ff. 128, ff. *Paul.* 532, ff. (de se). — 2) de aliqua re: *Cels.* 78, ff. 11. 554, ff. (nihil). *Iul.* 22, ff. 90, ff. *Marcell.* 680, ff. 665, ff. *Scaev.* 131, ff. *Pap.* 75, ff. 495, ff. 542, ff. 52, ff. 162, ff. *Ulp.* 78, ff. 9, ff. *Paul.* 556, ff. 859, ff. *Mod.* 864, ff. (de adoptione hereditatis). ¶ de liberis procreandis *Ulp.* 21, ff. de testamento mutando *Ulp.* 868, ff. — B. aliquem vel aliquid. (saepo *fero* = *spectare, intelligere*). se *Paul.* 419, ff. ff. hoc in conditione *Marcell.* 456, ff. verbo debiti naturalem obligationem et futuram solutionem *Pap.* 263, ff. in pecunia non corpora sed quantitatem *Pap.* 716, ff. in stipulatione de rato habendo rei promittendi vel stipulandi compendium *Pap.* 731, ff. — C. *sequitur Acc. c. Inf.*: ex bonis, quae se amissurum cogitat *Paul.* 856, ff. — *sequitur rnutatum interrogativum*: *Pap.* (731, ff.). *Ulp.* 497, ff. (ex com.). — II = *considerare, rationem habere.*

medii temporis commodum cogitemus *Ulp.* 72, i. cogitanda est mora temporis *Seae.* 449, 3. cogitit longe absurdum constituit *Iul. (Trib.)* 292, 7. — **III = consilium capere, velle.** secundum id quod credibile est cogitatum credendum est *Marcell.* 175, 33 (*corr.* 1). qui servum sollicitat ad aliquid vel faciendum vel cogitandum improbe *Ulp.* 341, 12. an cogitaverit, speculandum est *Mod.* 804, 3. *U* fraudem senatusconsulto *Ulp.* 432, 30. divortium *Ulp.* 472, 33. *U* in latenti ius civile retinere *Pomp.* 7, 32. obligari (obligare?) aliquem *Gai.* 172, 3. alio postea transferre corpus *Paul.* 355, 12.

cognata. excipiuntur in *lege Cincia* 'sive quis cognatus cognata inter se dum sobrinnus sobrinave propiusve eo sit' *Paul.* *eat.* 298. in *lege Iulia* qui sunt cognatarum nostrarum hoc gradu nos contingunt mariti *Ulp.* *eat.* 216. an cognata cognatae ultra exceptum gradum donare possit *Paul.* *eat.* 306, 306. repudiante consanguinea bon. possessionem habebit mater cum patre quasi cognata *Ulp.* 371, 18. *U* uxor mea non cognata eius fit quem adoptavero *Paul.* 22, 19. cognata mea non est filia adoptivae sororis *Ulp.* 658, 28. *U* cognatam corrumpere, violare *Marcian.* 842, 31. 32. ducere *Ulp.* 367, 16 (*c. patroni*). *Paul.* *coll.* 6, 3, 3 (contra interdictum). *U* donatio partis bonorum proximae cognatae *Pap.* 413, 3.

cognatio. adoptiva, civilis, inferior, legitima, naturalis, propior, quaedam, servilis, superior, tota, universa *cid. s. h. verbis.* — **I. Notabiliora:** cognationis substantia bifariam apud Romanos intellegitur: nam quaedam cognationes iure civili, quaedam naturali conecuntur, nonnumquam utroque iure concurrente et naturali et civili copulatur cognatio *Mod.* 352, 3. 3. 3. civilis etiam legitima dicitur *Mod.* (352, 1), proprie tamen agnatio vocatur, videlicet quae per mares contingit *Mod.* 352, 3. *cf. Gai.* 111, 10 = *coll.* 16, 2, 10. *Ulp.* (658, 30). civilis sine iure naturali consistit per adoptionem *Mod.* 352, 7. *cf. Ulp.* 348, 10. i. eae demum cognationes contrahuntur in adoptionibus, quae legitimae essent *Ulp.* 658, 29. capitis diminutione percutiuntur cognationes, quae per adoptionem adquisitae sunt *Iul.* 349, 3. *cf. Gai.* 1, 158, III, 27. naturalis per se sine civili cognatione intellegitur quae per feminas descendit *Mod.* 352, 3. 3. *cf. Gai.* 1, 156. hoc ipso nomine appellatur *Mod.* 352, 3. utroque iure consistit cognatio, cum iustus nuptiis contractis copulatur *Mod.* 352, 4. *cf. 353, 3.* non facile ulla servilis videtur esse cognatio *Ulp.* 348, 1. *cf. XII, 3.* ad leges serviles cognationes non pertinent *Paul.* 353, 31. *U* ad nuptias inter cognatos

impediendas nihil interest, ex iustis nuptiis cognatio descendat an vero non *Seae.* 664, 30. adoptiva cognatio impedit nuptias inter parentes ac liberos omni modo, inter fratres eatenus, quatenus capitis minuto non intervenit *Paul.* *coll.* 6, 3, 2. *cf. et. Ulp.* (658, 25). serviles quoque cognationes in hoc iure observandae sunt *Paul.* 659, 4. *cf. 12.* — cognatio vel adfinitas *cid. s. adfinitas pag. 206, 3.* — **II. Ceteri loci secundum casuum ordinem dispositi.** **A. Nominativ.** cognatio incipit a primo gradu *Gai.* 350, 31. utitur nominibus singulorum *Call.* 953, 3 (*corr.*). duae cognationes per nuptias copulantur *Mod.* 352, 11. — **B. Accusativ.** cognationem constituit natura inter nos *Flor.* 2, 1. recipere manumissione *Mod.* 349, 17. cognationes amittere *Mod.* 353, 1. habere *Mod.* 353, 1. *U* ad cognationes pertinet lex *Ulp.* 348, 7. *U* per patris cognationem contingere *Ulp.* *coll.* 16, 7, 1. — **C. Genetiv.** cognationis finis *Mod.* 352, 14. gradus *Gai.* 350, 30. 351, 1. *Paul.* 354, 11. cognationum gradus *Paul.* 361, 33. cognationis ius *Gai.* 1, 158 (non commutatur capitis diminutione). III, 51. *Ulp.* 950, 3. *eat.* 210, 210. *Marcian.* 3, 10. *Mod.* 473, 31. iura *Gai.* III, 27. *Ulp.* 286, 3. 348, 13. *Paul.* 654, 3. 863, 31. nomen *Ulp.* *eat.* 210. *Paul.* 353, 31. 355, 4. (*Call.* 953, 32). origo *Paul.* 353, 31. ratio *Ulp.* 426, 18 (habetur). *τῆς αὐτῆς* cognationum *Paul.* 353, 11. — **D. Dativ.** cognationi legare *Ulp.* 175, 31. — **E. Ablativ.** cognatione attingere *Ulp.* 772, 31. *Paul.* (*lex Cinc.*) *eat.* 298. coniungi *Gai.* 1, 156. *Lex Iud. Ulp.* *coll.* 9, 2, 3. contingere *Ulp.* 295, 18. (*lex Iud.*) *eat.* 216. duci *Ulp.* 21, 32. iangi *Gai.* 754, 37 = 1, 156, I, 60, III, 10 = *coll.* 16, 2, 10. *Ulp.* VI, 2. *U* de cognatione esso *Ulp.* 476, 31. quaeritur *Ulp.* 351, 31. *Paul.* 354, 4. 357, 17. 31. 358, 30. 359, 3. 361, 12. 362, 3. 362, 4. 7. *Mod.* 351, 31. *U* ex cognatione mea cui voles *Pap. (test.)* 247, 13. *U* in cognationibus constitutum est *Paul.* 659, 10.

cognatus. **I. Notabiliora.** **A. Definit.** cognati appellati quasi ex uno nati, aut, ut Labeo ait, quasi commune nasendi initium habuerint *Ulp.* 348, 3. sunt, qui nos per patrem aut matrem contingunt *Ulp.* *coll.* 16, 8, 1. nomen cognationis a Graeca voce dictum: *γενναίς* enim illi vocant, quos nos cognatos appellamus. cognati sunt et quos agnatos lex duodecim tabularum appellat, sed hi sunt per patrem cognati ex eadem familia: qui autem per feminas coniunguntur, cognati tantum nominantur *Paul.* 353, 30. 31. 31. ab eo dici putantur, quod quasi una communiter nati vel ab eodem orti progenitive sint *Mod.* 352, 1. sunt

et ex lateribus cognati *Paul.* 354, 2. non parimus his nominibus, id est cognatorum, etiam in servis *Paul.* 353, 2. — **B. Separantur a) ab agnatis:** *Gai.* 754, 37. *ferre* = 1, 156. *Ulp.* 366, 13. *XI*, 4. *XXVI*, 1 unde *suppl. coll.* 16, 4, 1. *XXVIII*, 9. *coll.* 16, 8, 1. *Paul.* 44, 29. 353, 30. 35. 33. 34. *IV*, 8, 14. 14. 14. 14. 14 = *coll.* 16, 3, 14. 14. 14. 14. 14. *coll.* 16, 3, 13. *Mod.* 347, 33. 33. 33. 34. — **b) a liberis et parentibus:** *Ven.* 799, 7. liberis et ceteris cognatis *Scac.* 82, 17. *Pap.* (247, 14. 14. 17). parentes et liberi . . et ceteri agnati vel cognati *Ulp.* (*Trib.*) 86, 11. parentem vel quem alium de cognatis *Ulp.* 794, 30. cf. 415, 33. 616, 31. parentibus cognatisque *Paul.* 763, 1. a parentibus vel cognatis *Macer* 898, 33. — **c) a scriptis hereditibus:** legitimos vel cognatos *Ulp.* 351, 12. — **d) cognati vel adfines:** *vid.* a. adfines. — **C. Cognatorum gradus:** iuris consulti cognatorum gradus . . nosse debet *Paul.* 353, 2. gradus sex *Ulp.* 348, 3. (*lex Iul.*) *rat.* 216. gradatim admittuntur ad bon. possessorem *Ulp.* 348, 33. gradu cognatorum vocari *Pomp.* 349, 13. prior cognatus *Pap.* 350, 33. sobrini propioreve gradu cognati *Marcian.* 830, 6. dum sobrinus sobrinave propiorive eo sit *Lex Cinc. Paul.* *rat.* 298. proximus *Iul.* 454, 11. *Scac.* 84, 2. *Pap.* 346, 31. 349, 23. 362, 33. (eiusdem gradus). *Ulp.* 348, 12. 34. 350, 12. 370, 36. *XXVIII*, 7. 9. *rat.* 215 (licet non proximus; *suppl.*). *Paul.* 276, 33. 353, 34. *Mod.* 363, 31. quis ex proximis *Gai.* 111, 37. proximior *Ulp.* (504, 29). 348, 30. proximioris gradus *Paul.* 1, 21, 13. ulterior *Ulp.* 504, 30. superioris et inferioris ordinis *Gai.* 351, 3. superioris ordinis *Gai.* 351, 7. inferioris gradus *Pap.* 350, 34. sequentis gradus *Pap.* 196, 12. quantus gradus *Ulp.* V, 6 = *coll.* 6, 2, 2. sextus gradus *Ulp.* XVI, 1. septimo gradu *Paul.* IV, 11, 7. quocunque gradu *Paul.* *rat.* 305. qui sunt ultra fratrem *Ulp.* 174, 33. — **D. Qui quibus cognati.** *Iul.* 367, 43. *Gai.* 348, 33. 1, 156. 156. *Ulp.* 348, 11. *Paul.* (44, 29). 354, 12. 30. 31. (*coll.* 16, 3, 14. 14). *Mod.* (347, 33. 33). 352, 1. 12. 353, 2. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 841. 842. 843. 844. 845. 846. 847. 848. 849. 850. 851. 852. 853. 854. 855. 856. 857. 858. 859. 860. 861. 862. 863. 864. 865. 866. 867. 868. 869. 870. 871. 872. 873. 874. 875. 876. 877. 878. 879. 880. 881. 882. 883. 884. 885. 886. 887. 888. 889. 890. 891. 892. 893. 894. 895. 896. 897. 898. 899. 900. 901. 902. 903. 904. 905. 906. 907. 908. 909. 910. 911. 912. 913. 914. 915. 916. 917. 918. 919. 920. 921. 922. 923. 924. 925. 926. 927. 928. 929. 930. 931. 932. 933. 934. 935. 936. 937. 938. 939. 940. 941. 942. 943. 944. 945. 946. 947. 948. 949. 950. 951. 952. 953. 954. 955. 956. 957. 958. 959. 960. 961. 962. 963. 964. 965. 966. 967. 968. 969. 970. 971. 972. 973. 974. 975. 976. 977. 978. 979. 980. 981. 982. 983. 984. 985. 986. 987. 988. 989. 990. 991. 992. 993. 994. 995. 996. 997. 998. 999. 1000.

Ulp. 344, 43. (*XXVIII*, 7). *Mod.* (363, 31). *cf. Iul.* 367, 13. *Pomp.* (349, 13). *Gai.* 348, 33. 34. *Ulp.* 348, (2. 3). 11. 33. (*XXVIII*, 9. 9). *Paul.* 308, 31. (353, 34). unde cognati *Ulp.* 369, 14. 36. 38. 2. unde proximi cognati *Ulp.* (348, 33. 350, 12. 370, 36). post cognatos (vocat praetor) virum et uxorem *Ulp.* *coll.* 16, 8, 1. mo cognatos patroni et patronae *Ulp.* *coll.* 16, 9, 1. septimo (gradu bon. poss. intestati datur) cognatis manumissoris, quibus per legem Furiam plus mille asses capere licet *Ulp.* *XXVIII*, 7. decem personas cognatorum praetulit praetor manumissoris (manumissi ex remancipatione) *Ulp.* *coll.* 16, 9, 2. cognatis accusatio nihil obest ad successionem, si accusaverint cognatos suos *Ulp.* 349, 14. 13. tamquam cognatus vocatur ad bon. poss. *Iul.* 364, 36. *rim.* 367, 33. ut cognatus *Ulp.* 827, 30. quasi cognatus *Paul.* *coll.* 16, 3, 12. — **b) in donativibus:** *Lex Cinc. Paul.* *rat.* (298). 305. *Ulp.* *reg. prof.* 1. *Paul.* *rat.* 298. (305). — **c) de matrimonio.** inter cognatos ex transverso gradu olim usque ad quartum gradum matrimonia contrahi non poterant *Ulp.* (V, 6 = *coll.* 6, 2, 2). *cf. et Ulp.* (XVI, 1). — **d) de luctu et funere.** *Ulp.* (*Trib.*) 86, 11. *Paul.* (1, 21, 13). *Ulp.* (351, 12). *cf.* (863, 33). — **e) de potiore nominando.** *Sever.* *Ulp.* *rat.* 158. 158. *Ulp.* *rat.* 210. 214. 216. (216). 217 (*suppl.*). 217. — **f) in re iudiciaria.** cognatis hoc dari debere (*scil.* pro cognato vel inuito de libertate litigare) *Ulp.* 476, 13. si pro cognato mulier hoc interdictum (de libero exhibendo) desideret, dandum *Ulp.* (616, 31). *si minoris restitutionem postulant cognati volente adulescente, non audiuntur* *Gai.* 134, 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 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955. 956. 957. 958. 959. 960. 961. 962. 963. 964. 965. 966. 967. 968. 969. 970. 971. 972. 973. 974. 975. 976. 977. 978. 979. 980. 981. 982. 983. 984. 985. 986. 987. 988. 989. 990. 991. 992. 993. 994. 995. 996. 997. 998. 999. 1000.

II. Ceteri loci secundum casuum ordinem dispositi. **A. Nominat.** cognatus adrogatoris *Ulp.</*

Marcan. 178, i. mors *Ulp.* (415, 38). testamentum *Ulp.* 175, u. (inofficiosum dicere). — **D. Dative.** cognato (cognatus) cedere bonis donationis causa *Pap.* 420, ii. conservari praedia fideicommittere *Scaev.* (82, 17). designare filiam nuptiis *Pap.* 198, iii. legare *Ulp.* 175, iii. 17. mittere munera sollemnia *Paul.* (763, 41). neganda non sunt corpora damnatorum *Ulp.* 863, iii. restituere hereditatem *Pap.* (test.) 247, ii. solacio est *Call.* 852, iii. vindicare *Ulp.* 828, ii. — **E. Ablative.** a cognato (cognatis) admoita petit (mater tutores). *Ulp.* 371, iii. donatum *Macer* (898, 38). inquirere *Ulp.* 306, iii. perductus ad magistratum *Ulp.* 795, ii. ~ ex cognatis qui primus ad funus meum venerit *Gai.* ii, 238. *Ulp.* XXIV, 18. qui primus Capitolium ascenderit *Ulp.* 172, iii. si nepotes superessent *Pap.* 247, ii. quam velit personam eligi posse *Pap.* 247, ii. ~ pro cognato erogare *Ulp.* 699, i.

cognitio. causae cognitio *vid. s. causa pap.* 670, i. — **I. A. generaliter dictum.** notionem accipere possumus et cognitionem et iurisdictionem *Ulp.* 941, iii. per minorem causam maiori cognitiois praedictum fieri non oportet *Paul.* 171, ii. cognitionem numerum cum ex variis causis descendat, in genera dividi facile non potest, nisi summam dividatur, numerus ergo cognitiois in quatuor fere genera dividi potest: aut enim de honoribus sive muneribus gerendis agitur, aut de re pecuniaria disceptatur, aut de estimatioue alicuius cognoscitur, aut de capitali crimine quaeritur *Call.* 930, iii. ~ *Ulp.* *Hadri.* *Call.* 651, i. *Pap.* 917, iii. *Call.* 169, ii. 12. 651, ii. 770, iii. *Ulp.* 42, ii. 119, ii. 19 (simplici iussione et non cognitione habita). 144, iii. 173, ii. ~ *Pap.* 929, i. — **B. Specialiter.** 1) *cuius* cognitio. magistratus *Marcan.* 801, i. praetoria, praetoris *sim. Ulp.* 625, s. *Pap.* 38, iii. *Ulp.* 89, i. 131, i. 201, s. *Paul.* 133, s. 224, ii. coll. 2, 6, 3. proconsulis, praesidis, procuratoris *Caes.*, legati *sim. Ulp.* 35, ii. *Scaev.* 136, ii. 23. *Call.* 35, iii. 907, ii. *Ulp.* 364, i. 790, iii. 791, iii. 809, i. coll. 14, 3, 1. 2. *Marcan.* 836, i. Romae consulum aut praetoris, in provinciis praesidis *Ulp.* XXV, 12. consulis *fuit Gai.* 814, i. *Ulp.* 538, i. 4. 928, i. quibus loca munc legibus iudicis vel iudicium. imperatorum, principalis, principis *sim. Marcell.* 832, s. *Scaev.* 136, s. *Pap.* 549, ii. 867, iii. *Tryph.* 795, i. *Paul.* 850, i. praefectorum praetorio *Ulp.* coll. 14, 3, 2. praefecti urbis *Paul.* coll. 14, 2. adessoris *Paul.* 39, ii. iudicis *Scaev.* (Trib.) 674, iii. ceteros locos *vid. s. consulis lin.* 44. cuius de pecuniaria re cognitio est *Marcan.* 795, iii. — 2) *cuius rei* cognitio. a) *privatae.* de satisfactione *Paul.*

(224, ii). procuratoris mutandi *Ulp.* (89, i). de in integrum restitutione *Ulp.* 625, c. (s). *Scaev.* (136, ii. 23). *Ulp.* 91, ii. 127, c. (131, s). 366, ii. *Paul.* (133, s). de adrogatione *Ulp.* 21, ii. suspecti tutoris *Pap.* 780, ii. *Aquil.* 780, ii. *Ulp.* 778, ii. *Macer* 38, iii. de alimentis pupilli *Ulp.* 795, i. de testamento *Marcell.* (832, s). *Paul.* (850, i). de fideicommissio *Ulp.* 231, ii. 270, ii. ii. (XXV, 12). partus subjecti *Marcan.* 305, iii. ad Carbonianum edictum *Ulp.* 305, iii. 306, ii. ii. de filio duceudo *Ulp.* (201, s). 617, iii. de manumissione *Gai.* (Trib. 814, i). de causa liberali *Ulp.* (790, s). 484, iii. *Ulp.* 477, iii. 481, ii. ii. 616, ii. *Paul.* (556, s). de stipulatione *Scaev.* (Trib.) 674, iii. de emptione? *Paul.* 556, s. de iniuria *Paul.* (coll. 2, 6, 3). — b) *publicae.* de iure iocularum *Call.* (907, ii). de pollicitationibus *Ulp.* (928, s). — c) *criminalis.* *Papir.* 839, ii. *Pap.* (38, iii). 796, i. *Ulp.* 841, ii. *Marcan.* (795, iii) 801, s. *Char.* 843, ii. custodiarum *Ulp.* 32, iii. 58, i. ~ adulterii *Ulp.* 472, i. ii. (809, s). aperti adversus SC. testamenti *Ven.* 901, ii. falsi *Scaev.* 637, iii. iii. *Ulp.* 183, i. expiatae hereditatis *Ulp.* (790, s). perduellionis *Pap.* 887, ii. plagii, legis Fabiae *Ulp.* coll. (14, 3, 1. 2. 2). *Paul.* (coll. 14, 2, 2). stellionatus *Ulp.* (791, s). ~ de abolitione *Marcan.* (836, i). appellations *Scaev.* (136, s). *Mod.* 878, ii. — II. *Loci secundum casuum ordinem dispositi (repetuntur).* A) *Nominat.* cognitio est alicuius, apud aliquem *Call.* 907, ii. *Ulp.* 89, i. 538, i. 928, i. XXV, 12. coll. 14, 3, 2. *Paul.* coll. 2, 6, 3. *Marcan.* 795, iii. spectat ad *Ulp.* 791, iii. frequens est *Ulp.* coll. 14, 3, 1. est inter ea, quae feriatis diebus peragenda sunt *Ulp.* 58, i. ~ accipit finem *Pap.* 917, iii. non debet egredi statutum tempus (fuit biennium) *Ulp.* 366, ii. facit alicui status controversiam *Ulp.* (481, ii). fit *Ulp.* 305, iii. habet prolixiorum tractatum *Ulp.* 231, ii. pendet *Scaev.* 637, iii. vertitur in adrogationibus *Ulp.* 21, ii. — B) *Accus.* cognitionem accipere *Ulp.* 941, iii. accommodare *Ulp.* 790, iii. alligare ad unam probationis speciem *Hadri.* *Call.* 651, s. circumducere *Pap.* 867, iii. *Ulp.* 481, iii. iii. dare *Ulp.* 477, iii. demandare *Marcan.* 836, i. differre *Scaev.* 136, s. (cetera cognitionis). *Ulp.* 306, ii. ii. *Marcan.* 305, iii. exercere *Marcell.* 484, iii. expedire *Ulp.* 472, i. finire *Scaev.* 136, s. *Ulp.* 472, (i). ii. habere *Ulp.* 119, ii. impedire *Scaev.* 136, s. impetrare *Ulp.* 625, c. *Ulp.* 127, c. implorare *Ulp.* 270, ii. inducere *Mod.* 878, ii. iungere *Ulp.* coll. 14, 3, 2. mandare *Pap.* 38, iii. *Ulp.* 32, iii. *Macer* 38, iii. movere *Ulp.* (gloss.) 617, iii. offerre *Ulp.* 270, ii. postulare *Ulp.* 91, ii.

544, 12. 307, 32. 363, 31. 537, 32. 932, 31. *Paul.* 103, 31. 873, 41. 498, 52. 518, 32. 520, 32. *Marcian.* 455, 31. 880, 31. *Mod.* 70, 31. — 4) *Sequitur interrogatio indirecta.* *Pomp.* 8, 32. *Gai.* 17, 32 = 1, 50. *Ulp.* 606, 32. *Paul.* 628, 32. 882, 32. — 5) *Sequitur enuntiation incipiens a coniunctione quod:* *Ulp. (Trib.)* 802, 4. *Mod.* 645, 32. — 6) *de aliqua re:* *Pomp.* 5, 17. — II. *adgnosceret*, recognoscere. edictum peremptorium *Pap.* (868, 4). instrumenta *Ulp.* 938, 12. causam *Gai. (Trib.)* 18, 6 (sine causa legibus cognita; sed legibus cognita om. *Gai.* I, 53 loc. gem.). — III. *stupro cognita* mulier *Pap.* 180, 4. — IV. *examinare, disquirere.* causam cognoscere, causa cognita vid. s. causa pag. 668, 1. A. *quis cognoscit.* praetor *S. C. Iunc. Ulp.* 446, 31. *Scaev.* 921, 7. *Pap.* 336, 3 (de fideicommissio). *Ulp.* 91, 31. 173, 7. 337, 32. 366, 32. 302, 37. 306, 3. 341, 3. 554, 30. 725, 3. *Paul.* 645, 2. praefectus urbi vel praefectus praetorio itemque consules et praetores ceterique Romae *Herm.* 36, 3. praeses *Scaev.* 136, 32. *Pap.* 825, 32. *Call.* 37, 12. *Ulp.* 798, 2. 845, 32 (praefecti vel praesides). *Ulp.* 929, 31. 930, 31. 931, 10. *Paul.* 37, 31. 844, 37. *Marcian.* 455, 4. qui provinciae praest. *Cels.* 801, 32. 33. proconsul *Ven.* 869, 31. *Pius Ulp.* 18, 12 = coll. 3, 3, 3. *Ulp. (epist.)* coll. 1, 11, 2. proconsul vel legatus *Call.* 36, 1. proconsul legatus praeses provinciae *Iul.* 35, 32. *legati Sever. et Anton. Macer* 39, 4. consules *Div. Fr. Ulp.* 864, 32. *Herm.* (36, 3). *fuit* consules (iudices *Trib.*) *Div. Fr. Ulp.* 928, 2. *Ulp.* 738, 19. 32. 739, 14. 15. 481, 10. 538, 32. 33. ~ principes *Sat.* 484, 31. *imperator Ulp.* 14, 30. *Paul.* 845, 11. *divus Marcus Pap.* 245, 32. *divus Commodus Pap.* 648, 2. ~ praefectus aerarii *Mauric.* 879, 32. praefectus praetorio *Herm.* (36, 3). praefectus urbis *Ulp.* coll. 14, 3, 2. *Herm.* (36, 3). praefectus vigilum *Paul.* 31, 11. 27. vice praefectus *Ulp.* 71, 30. procurator *Ulp.* coll. 14, 3, 3; 3. *Marcian.* 406, 31. ~ iudex *Iul.* 173, 32. 33. *Gai.* 308, 32. *Mauric.* 879, 32. *Ulp.* 44, 9. 132, 4 (ab imperatore datus). 330, 30. 543, 5 (?) 918, 37. *Paul.* 306, 32. 480, 32 (?) 483, 4. 1, 18, 2. *vid. et.* consules *tin.* 40. iudex qui cognoscit *Ulp.* 193, 19. 395, 31. iudex qui de ea aequitate cognoscit *Ulp.* 352, 32. iudex qui de crimine cognoscit *Paul.* 306, 32. i. q. d. damno infecto c. *Ulp.* 387, 12. i. q. d. dote c. *Paul.* 206, 17. i. q. d. iudicato c. *Iul.* 173, 32. i. q. d. libertate c. *Paul.* 483, 3. i. q. d. proprietate c. *Pomp.* 738, 12. i. q. d. testamento c. *Ulp.* 866, 32. i. q. tutelae c. *Ulp.* 794, 32. i. q. contrario iudicio (tutelae) c. *Ulp.* 801, 32. iudex qui quandoque cognoscet *Ulp.* 761, 47. officio iudicis super hoc cognoscentis *Ulp.* 658, 31. *fam. etc.* cognoscentis *Ulp.* 313, 12. 839, 32. uni ex pluribus indicibus de

liberali causa cognoscenti *Paul.* 540, 32. iudex ad exhibendum *Ulp.* 331, 4. arbiter cognoscens *Iac.* 687, 2. ~ is est qui a praetore mandata est iurisdicatio *Ulp.* 777, 32. is apud quem satis petitur *Ulp.* 270, 32. is cuius de pecuniaria re cognitio est *Marcian.* 795, 32. qui rem iudicalem exsequatur *Ulp.* 537, 32. 33. ~ qui lus habent cognoscendi *Ulp.* 937, 19. qui cognoscit *Gai.* 41, 32. *Ulp.* 268, 3. 790, 12. 850, 32. is qui cognoscit de adulterio *Ulp.* 805, 3. de crimine *Ulp.* 849, 32. de fideicommissa libertate *Maecian.* 449, 32. de libertate *Pap.* 466, 32. qui cognoscunt de fideicommissio *Ulp.* 862, 12. de ingenuitate *Paul.* 482, 32. de iudicis publicis *Macer* 838, 31. qui de appellatione cognovit *Mod.* 642, 11. qui de ea re cogniturus est *Marcell.* 92, 32. qui de appellatione cogniturus est *Paul.* V, 34. 1. *Marcian.* 872, 32. de inofficioso *Ulp.* 279, 10. de libertate *Ulp.* 477, 12. super ea re *Sev. et Ant.* *Ulp.* 700, 32. *Ulp.* 869, 3. qui pro tribunali cognoscit *Ulp.* 535, 3. cognoscentis arbitrium *Marcian.* 835, 32. auctoritas *Marcian.* 836, 3. officium *Pap.* 805, 30. *Ulp.* 307, 30 (de finibus). religio *Ulp.* 841, 37. cogniturus de testamento *Ulp.* 183, 7. — B. de qua re cognoscitur. *Iul.* (173, 32). de re *Ulp.* (44, 9. 302, 32). de ea re *Ulp.* (738, 19). de rebus amotis damnove facto *Paul.* (483, 4). de capitalibus causis *Ulp.* (coll. 14, 3, 3). de servo corrupto vel ancilla devirginata vel servo stuprato *Paul.* (37, 24). de crimine *Ulp.* (798, 3). de criminibus *Paul.* (844, 37). de extimatione *Call.* 930, 32. de fideicommissio *Pap.* (336, 3). de fideicommissaria hereditate *Pap.* (245, 31). de filio *Paul.* (480, 12). de finibus *Paul.* (306, 32). de omnibus rebus hereditariis *Paul.* (1, 18, 2). de incendiariis effractoribus furibus etc. *Paul.* (31, 14). de iniquitate eius *Ven.* (869, 31). de lege *Fabia Ulp.* (coll. 14, 3, 3). de nomine *Ulp.* (538, 32). de mutis petitionibus *Ulp.* (930, 12). prius de vi quam de proprietate *Call.* (*Pius*) 169, 12 = *Marcian.* 816, 32. de proprietate *Ulp.* (537, 32. 538, 32). de proxenetico *Ulp.* (931, 12). de querellis *Pius Ulp.* (18, 12 = coll. 3, 3, 3). de praetoris sententia *Iul.* (173, 32). de suspectis tutoribus *Sever. et Ant. Macer* (39, 4). de suspecto *Ulp.* 777, (32). 37. de vi vid. de proprietate. de usuris *Ulp.* (543, 3). *vid. et.* iudex pag. 787, 43 et qui cognoscit pag. 788, 9. super eo negotio *Pap.* (648, 2). super ea ro *Ulp.* (738, 32. 725, 3. coll. 14, 3, 2). ~ ex hac actione *Ulp.* (395, 3). ex appellatione *Paul.* (845, 11). in quacunque causa criminis extincti *Marcian.* (795, 32). ~ adversus omnes *Ulp.* (929, 31). inter patronos et libertos *Ulp.* (739, 14). inter Claudium et Euaristum *Ulp. (epist.) coll.* (1, 11, 2). ~ an captus sit (minor XXV annorum)

Ulp. (366, 12). an iudicem dare debeat *Iul.* (35, 30). an coheres sit *Gai.* (308, 22). an eius intersit *Ulp.* (330, 30). — *C. quomodo, ubi, quando.* snm-matim *Ulp.* (330, 30. 337, 30. 270, 22. 302, 27. 537, 30. 725, 8). extra ordinem *Ulp.* (845, 22. 849, 22). *Macer* (838, 27). pro tribunali *Ulp.* (535, 8). in praesenti *Marcian.* 305, 32. ex integro *Ulp.* 878, 3.

cogo. I = colligere, continere. A. *Homines.* si cui dolo malo hominibus coactis damni quid factum esse dicitur *Ed. Ulp.* 765, 8, unde *Ulp.* 765, 18. 17. 18. 19. 20. 21. 22. 23. 766, 3. 5. 8. 7. 8. 9. 10. 16. 767, 22. 793, 18. 950, 17. turbam *Ulp.* 767, 22. 27. *Paul.* V, 3, 3 (turbam cum telis). ~ in eundem semissem duos coactos et coniunctim heredes scriptos *Paul.* 946, 10. si non coibunt aut coacti non decernent (tutores) *Ulp.* 760, 19. non legitimo numero decurionum coacto *Marcian.* 924, 22. eo usque cogi (συνάνασθαι *BS*) iudices, donec consentiant *Iul.* 481, 41. — B. *Res.* arma tela *Marcian.* 816, 7. varia mercium genera in eadem nave *Paul.* 419, 21. ~ asinum *Ulp.* 750, 22. boves in angustum locum *Ner.* 293, 12. equam *Pomp.* 289, 27 (in cogendo equa eiecit). 28. ~ aqua cogitur *Ulp.* 581, 22. cogere fructum, fructus *Lab.* 211, 40. *Afr.* 754, 13. *Marcell.* 244, 3. *Scaev.* 111, 48. 132, 22. *Pap.* 466, 22. *Ulp.* 177, 6. 258, 22. 25. 125, 16. 17. 272, 9. 9. *Paul.* 194, 11. 227, 28. 111, 6. 36. vindemias *Ulp.* 718, 2. *Paul.* 237, 11. — *fere* = redigere: quod ex mercedibus suis coegit *Ulp.* 458, 18. si ex his (piscatura, venatione) maxime fundi redditus cogantur *Paul.* 111, 6. 41. ~ partem duodecimam a fisco cogi *Scaev.* 829, 1. bona ad fiscum *Paul.* 883, 7. in fiscum *Marcian.* 858, 22. 881, 22. *Mod.* 840, 8. ~ antequam radices coegerint (arbores) *Ulp.* 763, 22 (egerint *Hal.*). — (potest coacta ratione dici *Scaev.* 207, 12. —

II = compellere, adducere. A. *Absolute dictum.* *Ulp.* 231, 22. 233, 30. 22. 22. 236, 12. cogente aliquo *Ulp.* 233, 22. me *Afr.* 240, 12. nullo *Paul.* 157, 11. matre *Tryph.* 181, 17. patre *Cela.* 660, 21. praetore *Ulp.* 158, 22. ~ quamvis necessitas penuriae hominum cogat *Ulp.* 918, 11. cogente nullo iure *Pap.* 962, 8. necessitate *Paul.* 315, 20. nulla necessitate *Ulp.* 99, 3. 322, 22. *Paul.* 628, 17. 769, 26. V, 1, 5. pietate *Paul.* 106, 22. magna vi *Ulp.* 291, 20. — B. cogere aliquem. 1) *Activum.* filia patrem *Gai.* 1, 137. a. uxor virum? *Gai.* 1, 137. a. institutum *Paul.* 246, 22. me *Ulp.* 269, 22. praetor recusantem apud se educari *Ulp.* 794, 12. invitum *Ulp.* 794, 20. ipse (praetor) se *Ulp.* 231, 22. alter suspectam dicentem *Ulp.* 233, 22. filius patrem *Ulp.* 233, 22. singulos separatim *Paul.* 157, 12. praetor tutorem *Paul.* 776, 11. — 2) *Passivum.* cogi debet. potest, cogendus est quis *nimis.* *Afr.* 271, 21 (per interdictum). 394, 7 (alterum ab altero). *Gai.* 350, 22. *Maecian.* 230, 1. *Ulp.* 152, 11. 153, 22 (invitum). 372, 22. 517, 3. 745, 21 (a praetore). 229, 22. 230, 22. 232, 17. 22. 233, 27. 27 (per praetorem). 292, 22. 443, 22. 449, 22. *Paul.* 87, 22. 150, 6. 7. 19. 152, 22. 22 (a praetore). 156, 21. 157, 11. 178, 22. coacti officio fisci *Ulp.* 231, 22. coacti absunt *Ulp.* 146, 22. coactus acceptum fecerim *Gai.* 115, 22 (metu). adiit *Iul.* 237, 22. 239, 12. *Maecian.* 251, 10. *Ulp.* 875, 21 (timore). 902, 20. 230, 10. *Paul.* 119, 1 (metu). 168, 11. 857, 12 (ex fideicommissario). 248, 12 (iussu praetoris). 252, 2. 2. derelinquere *Ulp.* 411, 20 (paenuria). fecit *Ulp.* 114, 20 (servi manumissionem vel aedificii depositionem). 230, 2. immiscuit se *Paul.* 431, 7. manumisti *Paul.* 473, 2 (a populo). negotiis te meis optulisti *Ulp.* 99, 2 (affectione). repudiem hereditatem *Paul.* 119, 2. restituit *Val.* 252, 22. *Mod.* 244, 2 (a praetore). transulit nauta merces in navem deteriore *Lab.* 421, 27 (nulla necessitate). volui *Paul.* 119, 2. — C. *Sequitur Infinitivus.* 1) *Activum.* a) sequitur *Infinitivus Activi.* cogere aliquem acceptum sibi facere *Ulp.* 116, 2. accipere iudicium *Ed.* *Ulp.* 87, 22. *Iul.* 96, 19. *Ven.* 730, 22. adire *Ulp.* 230, 22. 232, 12. adire et restituere *Ulp.* 239, 11. *Ulp.* 231, 22. 234, 12. administrare *Ulp.* 760, 22. alere *Ulp.* 738, 22. aut conferre ad litis estimationem aut usu fructu cedere *Paul.* 300, 2. convenire et sigilla sua recognoscere *Ulp.* 890, 2 (praetor). decedere (scil. possessione) *Ulp.* 742, 22 (non praetoria potestate vel manu ministrorum). dicere sententiam *Ulp.* 151, 22. 152, 22. disceptare *Ulp.* 150, 21. edero rationes *Gai.* 61, 21. *Paul.* 61, 11. eligere tertiam personam *Ulp.* 152, 22. emancpare *Pap.* 315, 12. explere fossas *Afr.* 403, 7. facere *Ulp.* 58, 12 (iudicium). 245, 22 (lanam). 411, 21 (improbatur). 585, 22 (opus). imponere libertatem *Pap.* 336, 8.olvere aut iurare *Ed.* *Ulp.* 371, 1. iurare *Paul.* 316, 21. liberare *Iav.* 111, 8. liberare accepto *Ulp.* 115, 27 (metu). munire ageres *Ulp.* 397, 3. perfungi officio *Ulp.* 150, 2. portare qualum et calcem *Ulp.* 221, 2. praestare aditum et facultatem inquilino ad arcam tollendam *Ulp.* 564, 2. proferre *Paul.* 152, 1. promittere *Ulp.* 115, 27 (metu). 638, 21. recipere arbitrium *Ulp.* 149, 21. rescire *Ulp.* 269, 2.olvere *Ed.* *Ulp.* (371, 1). *Ulp.* 560, 22 (invitum). testari *§* 903, 2. venire ad iudicium *Ulp.* 57, 12. — b) sequitur *Infinitivus Passivi.* cogit libertatem praestari *Afr.* 431, 12 (praetor). hereditatem adiri et sibi restitui *Ulp.* 232, 2. — 2) *Passivum.* cogitur quis, cogendus est

simil. abesse rei publicae causa *Ulp.* 639, 2. abicere rem *Jac.* 491, 22 (vel necessitate rei familiaris vel alla causa). abire in provincia de Roma *Ulp.* 90, 34. accepto facere *Pap.* 205, 33. accipere *Iul.* 361, 17 (quinque et reliqua persequi). *Pomp.* 539, 37 (invitus). *Scæv.* 601, 30. *Pap.* 441, 38. 482, 30 (litis aestimationem). *Ulp.* 395, 13 (invitus). *Paul.* 344, 8 (restituere servum et pretium servi accipere). 459, 34. 720, 2. accipere iudicium *Cels.* 364, 37. *Iul.* 168, 4. *Gai.* 87, 36. 93, 36. 29 (scil. accipere). *Marcell.* 765, 13. *Ulp.* 549, 23. *vat.* 335 (suppl.). 340 b (suppl.). *Paul.* (87, 34; scil. accipere). 88, 2. 93, 6. 9. 13 (scil. accipere). 96, 2. 156, 43. 168, 12. 399, 34. agnoscere *Ulp.* 736, 37 (partum). 763, 1 (usuras). 913, 33 (mnus). *Paul.* (1, 4, 3; pericula nominum). II, 24, 5 (partum). V, 10, 2 (impensas). *Mod.* 758, 37. *Char.* 915, 34. agnoscere et restituere *Ulp.* 229, 33. adire *Iul.* 238, 13. 18. 37. 239, 13. 13. *Gai.* 250, 30. *Maecian.* 253, 11. *Scæv.* 848, 32. *Pap.* 756, 14. 245, 32. 33. 246, 13. 33. *Ulp.* 230, 34. 234, 5. 7. *Paul.* 248, 31. 33. *Marcian.* 240, 38. adire et restituere *Iul.* 238, 30. 239, 3. 3. *Ulp.* 229, 8. 33. 37 (scil. adire et rest.). 230, 7. 33. 37. 231, 37. 33. 232, 33. 37. 37. 233, 3. 3. 37. 234, 3. 13. 236, 11. XXV, 16. *Marcian.* 241, 8. administrare *Ulp.* (759, 10; gerere atque adm.). *vat.* 147. admittere testem *Char.* 653, 13. adserere arbores *Ulp.* 217, 17. adstringere sive hereditariis actionibus *Pap.* 245, 38. agere cum compensatione *Gai.* IV, 64. alere *Ulp.* 737, 33. 35. 30. 738, 24. 739, 4. 22. 37. 31. *Paul.* II, 32. carere *Ulp.* 411, 35 (servis). (382, 33). *Paul.* 940, 13 (fundo aut mancipiis). cavere *Pap.* 143, 33. 193, 3. 195, 33. *Ulp.* 249, 13 (cav. aut actiones suscipere). 759, 14. 382, 33 (aut de damno inf. c. aut aedibus carere). *vat.* 335 (suppl.; et cavere et defendere). *Paul.* 204, 36. 207, 7. (not. ad *Pap.*) 725, 10. 914, 33 (invitus). III, 6, 27. cedere *Pap.* 55, 33 (actionibus). 516, 33 (actione). 672, 33 (stipulationem). *Paul.* (73, 3 actione). colere *Pap.* 719, 33. *Ulp.* 217, 37. collocare in matrimonium et dotare *Marcian.* 660, 13. communicare *Gai.* III, 151 (lucrum). *Paul.* 508, 30 (commodum actione pro socio). 511, 13 (rem societatis indicio). compensare *Pap.* 468, 31. comprehendere in stipulatione filii personam *Iul.* 734, 34. conferre *Pap.* 296, 30. 297, 37. 298, 3. *Call.* 420, 30. *Ulp.* 504, 36. 505, 3. 291, 30. 292, 31. 37. 293, 3. 17. 13. 297, 3. 346, 14. *Paul.* 631, 30. 389, 3. coniungere iniurias, quas simul passus est *Ulp.* 774, 33. consentire patri *Ulp.* 721, 36. continuare iter *Ven.* 675, 13. credere *Ulp.* 74, 37. dare *Iul.* 27, 34. *Pomp.* 642, 33. *Gai.* 20, 10. *Maecian.* 208, 33 (invitus). *Ulp.* 119, 17. 19, 13. 638, 33. *Paul.* 205, 3 (per exceptionem d. m.). 344, 7. de-

dere possessione *Ulp.* 742, 36. decidere damnum *Afr.* 753, 37. 33. dedere *Ulp.* 761, 33 (omnes). *Paul.* 300, 13 (noxae). defendere *Iul.* 96, 14. 730, 13. *Pomp.* 303, 30 (noxali indicio invitus nemo). *Pap.* 412, 33 (per actionem praescriptis verbis). 549, 13 (30). *vat.* 330. *Ulp.* 966, 3 (invitus nemo). *vat.* (335; suppl.). *Paul.* 93, 3. 8. 8 (scil. defendere). 106, 108, 33. *vat.* 336 (suppl. ex cons. 3, 7. deferre se *Call.* 877, 37. demolire *Iul.* 576, 33. dependere *Pap.* 135, 3. destruere *Ulp.* 379, 11. dicere *Ulp.* 211, 13. *Paul.* 202, 31. *coll.* 2, 6, 4. dicere sententiam *Pomp.* 151, 30. *Ulp.* 150, 13. 23. 22. 37. 38 (scil. dicere). 151, 1. 4. 6. 20. 24. 21 (scil. dicere). 152, 6. 8. 9. 14. *Paul.* 152, 35. 155, 30. 156, 17. 22. 23. 34. 37 (scil. dicere). 30. 157, 1. 13. dicere testimonium (invitus) *Ven.* 783, 33. *Gai.* 652, 3. *Scæv.* 652, 3. *Ulp.* 841, 3. *Paul.* 651, 31. 353, 33. differre *Paul.* 151, 33. discedere ab emptione locatione *Ulp.* 118, 33 (metu). distrahere *Pap.* 248, 3. 694, 13. *Ulp.* 411, 30. 537, 37. dividere actiones *Pap.* 679, 3. 694, 3. docere *Ulp.* 368, 13. ducere uxorem *Clem.* 660, 22. *Marcian.* 455, 11. edere *Mauric.* 59, 13. 21. 22 (scil. edere). 30. 60, 3. *Paul.* 61, 11 (a praetore per metum in factum actionis). 14 (iudicio tutelae). 21. 22. V, 16, 14. emancipare filium *Pap.* 346, 33. *Ulp.* 197, 33. 13. *Paul.* IV, 13, 1. emancipari invitum *Pap.* II, 25, 5. erogare *Paul.* 289, 1. esse tutor *Pap.* 756, 36. exactionem facere *Pap.* (766, 31). excipere actiones *Paul.* 167, 33. exhibere *Iul.* 382, 37. *Ven.* 616, 33. 617, 4. *Ulp.* 738, 30. *Paul.* 46, 11. eximere tignum aedibus suis *Gai.* 489, 33. explorare conditionem *Gai.* 249, 44. exsequi crimina *Call.* (*Die. Fr.*) 799, 33. exsolvere *Sever.* et *Ant.* *Ulp.* 703, 3. *Ulp.* 739, 13. *Paul.* III, 2, 4. exulare *Paul.* V, 22, 2. facere *Marcell.* 728, 22. *Pap.* 170, 11 (iudicatum). *Tryph.* 285, 3 (edicti verbis). *Ulp.* 59, 33. 269, 3. 546, 31 (nummus venditoris). 575, 33. *Paul.* V, 9, 4 (bonorum confusione). *Marcian.* 34, 3. 858, 33 (taedio vitae vel impatientia alicuius doloris). 40 ferre iniuriam *Afr.* 568, 33. fieri auctor *Gai.* I, 190 (invitus). 192, II, 122 (inviti). fieri bonorum curator *Ulp.* 559, 3 (nemo invitus). fulcire *Ulp.* 391, 13 (meta ruinae). fungi muneribus, munere *Papir.* 907, 33. *Paul.* 901, 33. *Marcian.* 920, 43. gerere tutelam *Ulp.* 759, 10. *Marcian.* 790, 3. habere indotatam uxorem *Paul.* 376, 37. habitare reflecta domo *Lab.* 572, 31. impendere *Paul.* 210, 13. implere *Ulp.* 320, 30. 33 (scil. implere). 838, 13 (accusationem). *Paul.* 556, 3 (venditionem). 50 imponere libertatem *Pap.* (336, 3). inferre *Papir.* 928, 33 (pecunias). *Paul.* 521, 31 (in aerarium). V, 34, 2 (poenam appellationis). Inquirere *Pap.* 515, 17. intendere crimen *Ulp.* 799, 13. inter-

mittere administrationem *Paul.* (463, 35). iudicare *Call.* 159, 7. *Ulp.* 918, 13 (invitus). iurare *Ulp.* 373, 3 (in litem). 734, 22. 31. 25. 27. 862, 2. *Paul.* 168, 19. liberare *Gai.* 119, 3. *Pap.* 248, 13. *Ulp.* 585, 25. liceri de vestibulo *Paul.* 328, 4. litigare cum multis *Paul.* 616, 40. luere rem *Gai.* 11. 220 (officio iudicis). manumittere *SC Inc.* *Ulp.* 446, 31. *Pomp.* 429, 33. (*Ulp.*) 441, 2. *Pap.* 905, 25. 336, 3. 442, 2. *coll.* 2, 3. 1. *Ulp.* 197, 33. 443, (ii). 13. 14. 15 (scil. manumittere). 17. 13 (scil. manumittere). 33. 33 (scil. manumittere). 38. 38. 444, 4. 16. 760, 13. *Paul.* 623, 13. 210, 13. 446, 33. 448, 13. 450, (7). 13. *Mod.* (440, 37). redimere et manumittere *Paul.* (448, 13. 450, 7). *Mod.* (440, 37). mitti ad eundem iudicem *Paul.* (167, 39). nuntiare causam *Marcian.* 880, 33. obire munera *Ulp.* 908, 33. obtemperare muneri- bus *Pap.* 904, 30. offerre aestimationem litis pro singulis *Ulp.* (761, 30). operari *Ulp.* 222, 31 unde rest. rat. 72. 1. ostendere *Scac.* 557, 2 (empti iudicio). parere *Ulp.* 341, 3 (sibi; corr.). *Paul.* 558, 33 (condicioni). pati *Afr.* 446, 33 (deductionem). *Ulp.* 583, 33 (interdictum). pati actionem *Maeian.* 900, 1. *Paul.* 252, 13. 13 (scil. pati). pati iudicium *Gai.* 165, 33. *Paul.* 167, 31. 37. peierare *Paul.* 50, 37. peragere *Paul.* 156, 30. *Macer.* 875, 13 (appellationem). perficere *Ulp.* 927, 3 (liberalitatem). 34 (coemptum opus). praebere *Ulp.* 739, 3 (onera liberorum; ab iudice). *Comm.* *Mod.* (739, 37; ministerium dominis). praecipitari *Paul.* 463, 33. praestare *Ner.* 74, 6. *Iul.* 147, 12. 27, 13. 13. 33. 28. 8. 11. 185, 17. 238, 33. 282, 33. 290, 13. 324, 1. 453, 37. *Pomp.* 200, 11 (debitores idoneos fuisse). 439, 30. *Val.* 135, 31. *Afr.* 568, 22 (actione ex conducto). 32, 3. 283, 33. 431, 13. 753, 33 (damnum). *Gai.* (350, 4; loci pretium per in factum actionem). *Marcell.* 40, 33. 42, 13. 291, 13. *Scac.* 169, 33. *Pap.* 106, 2. 210, 7. 317, 3. 413, 31. 542, 33. 767, 11 (nominum periculum). 43 (periculum). 768, 3 (actionem caleudarii). 54, 1. 33. 60, 13. 62, 13. (161, 17; actiones). 194, 33 (utili actione). 248, 13 (periculum). 278, 3 (cautionem). 441, (30). 44. 899, 33. *Tryph.* 285, 13. *Sever.* et *Ant.* *Ulp.* 560, 11 (casum). *Ulp.* 166, 33. 204, 3 (aut pretium hominis aut actiones suas). 241, 3. 503, 37 (damna). 562, 31. 609, 33. 612, 3 (culpam abesse). 729, 17. 10. 743, 30. 761, 11. 762, 22. 23. 892, 13. 22. 33. 893, 10. 12. 30. 40. 896, 23 (custodiam). 9, 31 (actionem ex empto). (12, 30). 21, 1 (actiones). 50, 33. 234, 3. 286, 33. 287, 33. 289, 13. 313, 3. 398, 33. (438, 13; a praetore). 444, 3. 16. 445, 33. 453, 3. 607, 4 (venditi iudicio). 608, 13 (patientiam). *Ant.* *Paul.* *coll.* 10, 9, 1 (periculum vis maioris vel effractione latro- num). *Paul.* 93, 3 (defensionem). 103, 33. 107, 33 (usuras et periculum nominum) *ferre* = 1, 4, 3 (*ubi*

periculum nominum agnoscere). 346, 29. 407, 31. 477, 32. 493, 3 (actionem iudicio mandati). 638, 6. 36, 13. 37, 13 (eo iure). 73, 3. 77, 3. 148, 13. 164, 30. 289, 37. 315, 1. 325, 33. 439, 13. 914, 31. 923, 33. 1, 13 b, 2; 8. 11, 17, 9. IV, 13, 2. *Marcian.* 903, 3. *Mod.* 192, 13. *coll.* 10, 2, 1 (culpam). *Herm.* 78, 23. 632, 30 (dolum). 771, 3. probare *Cels.* 645, 30. *Paul.* *coll.* 2, 6, 2. *Herm.* 868, 33. prodere reum *Paul.* V, 13, 2. promittere *Pap.* 240, 16. 326, 31. *Ulp.* 717, 3. 1. *Paul.* V, 11, 5 (invitus de evicione rei donatae). pronuntiare *Iul.* 173, 21. *Gai.* 158, 19. *Paul.* 170, 37. purgare fossam *Paul.* 397, 13. recipere *Ulp.* 153, 33. 25 (arbitrium). 486, 3 (servum ex facto mel servi). reddere *Cels.* 207, 37. 42, 33. *Iul.* 462, 31. *Pap.* 205, 37. 247, 34. *Ulp.* 103, 3. 687, 31 (de dote actione). 236, 33. 449, 33 (rationes). 552, 33 (funeraria actione). *Paul.* 11, 17, 11. V, 37. *Macer.* 875, 33 (causas appellationum). redigi in potestate patro- norum *Comm.* *Mod.* 739, 37. redimere *Pap.* 54, 3. 442, 3. *Ulp.* 12, 33. 438, 13 (a praetore). 443, 11. 13. 33. *Paul.* 439, 16. 448, 13. 450, 7. *Mod.* 440, 37. reflectere *Afr.* 568, 22. *Ulp.* 217, 10 (per arbitrium). 12. 13. 17 (per arbitrium). 229, 33. *Paul.* 227, 30. 246, 31. relinquere pro noxae deditione hominem *Afr.* (753, 37). relinquere *Paul.* 441, 30. renovare servitatem *Iav.* 274, 31. respondere *Call.* (713, 33). 336, 10. *Ulp.* 336, 31. 337, 11. 30. 740, 33. (36). 881, 3. 891, 13. 892, 31. 897, 34. *Paul.* 340, 11. 633, 31. restituere (adire et restituere *vid. s. adire pag. 791, 22*) *Iav.* 344, 33. *Iul.* 209, 10 (per actionem). 332, 30. 27, 13. 238, 3. 7. *Afr.* 753, 33. *Gai.* 559, 37. 19, 13. 75, 33. 249, 34. 959, 13. III, 111 (mandati iudicio). IV, 154 (per interdictum). 155. *Maeian.* 229, 31. 250, 43. *Scac.* 112, 3. 169, 34. *Flor.* 220, 31. *Pap.* 208, 31. 210, 22. 228, 37. 413, 30. 581, 13 (utili Serviana). 857, 11. 161, 13 (iure mandati). 180, 30. 33. 246, 13. 247, 33. *rat.* 12 (cf. 541, 33 ubi solvere). *Ulp.* 204, 7. 483, 23. 73, 33. 116, 30. 117, 13. 11. (229, 33; agnoscere et restituere). 449, 33 (per praetorem). 563, 13. 585, 4. 13 (ex interdicto unde vi). 624, 11. *Paul.* 104, 30. 227, 11. (344, 3). 496, 30. 587, 11. 618, 31. 637, 10. 206, 13. 242, 3. 587, 13. *Mod.* 586, 13. 13 (scil. restituere). 681, 36. *Herm.* 196, 26. 883, 33. reverti celerius ex peregrinatione ad manumittendum *Paul.* (463, 33). sarcire damnum *Paul.* V, 20, 6. satisfacere *Iul.* 377, 33. *Gai.* 93, 36. 1, 200. 200. IV, 25. 88 (ex con.). *Ulp.* 531, 12. 749, 31. 754, 11. 12. 265, 13. 272, 30. 377, 11. *rat.* 317. *Paul.* *rat.* 336 (suppl.). (336 suppl. ex cons. 3, 7). *cons.* 3, 8. *Mod.* 729, 34. *R* 48, 31. satisfacere *Ulp.* 117, 13. 738, 11. solvere *Marcell.* 411, 33. *Pap.* 541, 33 (cf. *rat.* 12, ubi restituere). 55, 33. 117, 33. 899, 33 (iure praetorio). 904, 2. *Call.* 877, 33. *Tryph.*

686, s. *Ulp.* 312, 11. 371, 2 (a praetore). 674, 12. 10, 1. 211, 13. 536, 18 = 538, 22. *Paul.* 488, 22 (mandati iudicio). subire honores *Mod.* 928, 34. subscribere in crimen *Ulp.* 737, 2. sufferre aestimationem *Iul.* 160, 13 (litis). *Pomp.* 433, 2. suscipere munera *sim. Pap.* 917, 18. 921, 46. *Sever. Call.* 914, 3 (invitus). *Ulp.* 911, 37 (nulla iuris ratione). *Paul.* 914, 33. onus *Maecr.* 883, 4. suscipere actionem *Iul.* 209, 9. *Ulp.* (249, 15). 442, 41. 877, 38. suscipere iudicium *Pap.* 244, 33. *Ulp.* 472, 11 (a praetore). 798, 32. suscipere curationem, tutelam *simil. Pap.* 767, 4 (administrationem). 790, 30. *Call.* 789, 12. *Ulp. rat.* 177 (suppl.). 183 (suppl.). *Paul.* 793, 2. suscipere nomina a priore tutore *Pap.* 766, 31. sustinere onera *Sev. et Ant. Paul.* 905, 17. temperare legato *Pap.* 386, 3. tollere *Gai.* 350, 4 (per in factum actionem). *Pap.* 329, 21. *Ulp.* 395, 22 (aqu. pluv. actione). 399, 58. 574, 33. tradere (*juvne* mancipare?) *Pomp.* 433, 16. *Mod.* 440, 13 (natum matri). vacare *Ulp.* 334, 11. vendere *Pomp.* 407, 19. (*Trib. f.*) 26 (invitus). *Gai.* 1, 53. *Dir. Fr. Papir.* 524, 19. *Ulp.* 452, 30. *Paul.* 301, 21. 448, 13. venire *Ulp.* 57, 38 et 37 (ad praetorem). 740, 36 (in ius). — (¶ *Sequitur Infinitivus Passivi*: emancipari *Paul.* (II, 25, 5). mitti ad eundem iudicem *Paul.* (167, 32). praecipitari *Paul.* (463, 33). redigi in potestate patronorum *Commod.* *Mod.* (739, 37). — D. *Sequitur ut*: *Alf.* 271, 33. 403, 3. 2. *Iul.* 568, 9. *Gai.* 381, 31. I, 137* (suppl.). IV, 117 (si metu me coegeris aut dolo induxeris, ut tibi rem aliquam mancipio darem). *Pap.* 329, 22. 413, 4. *Ulp.* 550, 27. *Paul.* 209, 31. 121, 3. 397, 18. 33. I, 13*, 4. *Marcian.* 471, 13 (vi). ad hoc tantum ut *Ulp.* 57, 38. — E. *Sequitur ne*: *Paul.* (397, 32). — F. *Sequitur ad*: ad exhibendum *Paul.* 46, 18. *ceteros locos* (15) *vid. s. ad pag. 138, 10 sq.*

cohaereo. I. Corporaliter. genus corporum, quod ex contingentibus, hoc est pluribus inter se cohaerentibus constat *Pomp.* 522, 18. quaecumque aliis iuncta sive adiecta accessionis loco cedunt, ea quamdiu cohaerent dominus vindicare non potest *Paul.* 205, 10. cohaerentia corpora *Paul.* 205, 30. cohaerentes res *Pomp.* 522, 33. res mobiles in aedificio *Iav.* 521, 37. cohaerent partes duorum dominorum ferromine *Pomp.* 494, 32. ¶ *res rei*: aedificio defossa, ut puta vasa vinaria, torcularia *Ulp.* 551, 4. alveo fluminis insula *Paul. ad Lab.* 501, 31. fundo: fructus *Ven.* 566, 3. arbor quae in confinio nata est, item lapis qui per utrumque fundum extenditur *Paul.* 327, 31. scil. parietis: lychni *Pomp.* 956, 22. solo: qualequale sit *Ulp.* 582, 36. acervus *Ven.* 606, 3 (non c.). aedificii *Ven.* 606, 4. fructus *Afr.* 754, 11. *Paul.* III, 6, 46.

opus *Ven.* 610, 31. res *Ulp.* 582, 37. superficies *Paul.* 646, 31. terrae: fructus *Ven.* 565, 31. — II. *Iure vel ex voluntate eorum, ad quos pertinet.* A. personae. quid aliud *Ulp.* 236, 8. aliquid, puta ius militiae *Ulp.* 126, 30. id quod legatur veluti personalis servitus *Pomp.* 159, 33. 46. condicio *Pap.* 168, 31. fere = *Herm.* 198, 13. *Ulp.* 460, 33. exceptiones *Paul.* 621, 3. habitatio *Ulp.* 260, 31. obligatio *Ulp.* 698, 13. domino lussu *Paul.* 684, 32. servo vel filio electio *Paul.* 662, 1. — B. rei. posterior actus priori *Pap.* 766, 4. corpori causae *Paul.* 282, 6. furto species actionis *Gai.* III, 183. honoribus munera *Ulp.* 916, 33. iurisdictioni imperium *Paul. not. ad Pap.* 38, 31. legato ratio legandi *Pap.* 194, 2. matrimonio dos *Pap.* 899, 31. rei: exceptio *Ulp.* 634, 33. *Paul.* 621, 4. munera *Herm.* 917, 41. speciebus species *Mod.* 134, 22.

coheres. A. Nominativ. (*Accusativ. in constructione Acc. c. Infinit. etc.*) est quis coheres *Gai.* 308, 25. *Scaev.* (777, 30) et 269, 33 (tutor). *Ulp.* 198, 4. iudex cognoscat, an coheres sit *Gai.* 308, 25. aliquem sibi coheredem esse cavere *Ulp.* 73, 6. confiteri *Scaev.* 317, 32. negare *Gai.* 308, 32. 31. placuit *Ulp.* 199, 9. putare *Paul.* 317, 17. 29. 30. ¶ coheres (coheredes) abest *Paul.* (319, 17). abstulit duplum *Scaev.* 763, 3. acceperunt pretium *Scaev.* 621, 11. adfuerunt *Scaev.* 621, 12. adit hereditatem *Alf.* 842, 19. *Iul.* (238, 8). *Pomp.* 880, 4. *Ulp.* 877, 37. (457, 1). *Paul.* 252, 1. 2. agit, agere potest *sim. Pomp.* 103, 13. *Gai.* 444, 12. *Marcell.* 159, 15. *Ulp.* (159, 31). 650, 37. *Maecr.* 543, 46. approbant contrariam voluntatem *Scaev.* 132, 33. cavet *Scaev.* 777, 30. coire possunt *Pomp.* 340, 30. collusit cum patrono *Ulp.* 893, 10. consequitur legatum *Ulp.* 313, 36. constituit nolle petere bon. possessionem *Iul.* 364, 17. contendunt testamentum valere *Ulp.* (305, 18). convenit tutores *Scaev.* 671, 17. debet totam *Scaev.* 906, 8. deducto dotem in aere alieno *Iul.* 218, 9. defendit servum hereditarium *Paul.* (315, 17). deliberat *Iul.* (219, 38). descripscrunt rationes *Ulp.* 310, 15. non disenserunt *Scaev.* (621, 12). dividerunt praedia *Scaev.* (671, 16). exigunt *Pomp.* 319, 7. fecerunt dolo malo *Paul.* (319, 17). habent *Iul.* 856, 18 (partes hereditarias). 364, 18 (petendae bon. possessionis facultatem). *Gai.* 18, 33 (actionem). *Ulp.* 197, 31 (non plus sua parte). 312, 10 (fam. ere. iudicium). 8, 3 (unicum). *Paul.* 464, 18 (hereditarias partes). ignoraverunt *Afr.* 364, 16. luere rem (praelegatam) coguntur *Gai.* II, 220. manumittit *Marcian.* 455, 3. negant eum filium *Ulp.* 305, 14. obligatur *Iul.* 658, 25. *Pap.* 693, 31 (obligatus manet). *Ulp.* (485,

29). omisit *Ulp.* 893,7. optinet quadrantem *Pap.* 858,17. petit partem *Scæv.* 318,8. *Pap.* 54,33. ponere statum damnati sunt *Paul.* 319,33. possidet *Ulp.* 197,31 (hereditatem cum extraneo). *Paul.* 314,33 (pro emptore vel pro donato). praestatur (praestare cogitur etc.) *Iul.* 219,13. *Scæv.* 318,9. 118,43. *Pap.* 317,8. 858,12. 168,13. *Ulp.* 50,33. 185,1. *Paul.* 315,22 (non tantum dolnm, sed et culpam). (319,11,24). *Mod.* 766,7 (annonas). redimere cogendus *Pap.* 442,7. reliquit possessionem apud fratrem suum *Pap. rat.* 296. reliquerunt unum praedium commune *Scæv.* 671,10. repetunt fam. ere. iudicio, quod praestiterunt *Paul.* (650,18). restituit, restituere rogatur *Gai.* 98,33. *Scæv.* 84,33 (corr. 7). solvit *Iul.* 724,30. *Ulp.* 312,10. 11 (solvere cogitur). *Paul.* 319,33. suscipit onus *Iul.* 333,33. *Ulp.* (313,36). *Macer* 883,43. tenetur *Pomp.* 14,13. *Scæv.* 621,12. 673,13. *Paul.* 650,33. tutus est sine appellatione *Marcian.* 865,37. vendidit *Ulp.* 516,2 (viriolam). *Paul.* 319,17 (rem). volunt (contribui bonis donationes Falcidiae causa) *Pap.* 420,31. — **B. Accusativ.** (Nominat. in passiva construct. etc.). coheredem (coheredes) accipere fideiussores *Pap.* 693,33. adicere *Iul.* 856,12. *Ven.* (310,17). *Gai.* 11, 243. admittere *Pap.* 858,9. adrogare *Paul.* 202,8. adscribere *Pap.* 298,5. audire *Marcell.* 36,37. condemnare *Paul.* 199,31. convenire *Pap.* 240,16. *Ulp.* (312,33). dare *Pomp.* 103,14. *Afr.* 364,15. *Pap.* 790,26. 858,10. (18). 26. 56,3. 180,13. 33. 198,3. *Tryph.* 823,33. 301,8. *Ulp.* 893,5. 197,44. *Paul.* 886,33. defendere *Iul.* 339,30. *Ulp.* 312,34. 313,34. exigere *Paul.* 726,30. facere *Pap.* 56,3. habere *Iul.* 841,30. 218,8. 238,8. *Ven.* 310,7. (adiectum sub conditione aut apud hostes). *Afr.* 364,18. *Ulp.* 485,35 (obligatum). 833,33. 853,22. 877,31. *Paul.* 317,22. 859,30. *Macer* 798,34. *Mod.* 327,31. instituere *Scæv.* (637,33). *Tryph.* 823,11. onerare *Mod.* 43,30. praestare indemnes *Ulp.* 313,12. recipere *Scæv.* (test.) 83,37 = 98,7. scribere *Gai.* 172,3. substituere *Iul.* 856,16. *Pap.* (56,33). 204,33. ~ ad coheredem (coheredes) pertinere *Scæv.* 66,30. 254,33. *Pap.* (199,36). 56,33. 168,30. *Ulp.* 191,11. 51,1. pervenit *Scæv.* 541,37. *Paul.* 202,1. ~ adversus coheredem (coheredes) actio est, competit *sim. Iul.* 474,12. 724,32. *Ulp.* 89,31. 321,2. competit iudicium fam. ere. *Ulp.* 312,17. danda legati petitio *Marcian.* 25,33. uti Falcidia *Paul.* 206,33. ~ circa coheredem erit tractatus *Scæv.* 906,3. ~ in coheredem subscribere in crimen falsi *Scæv.* 828,43. ~ inter coheredes acceptum iudicium fam. ere. *Paul.* 317,34. agitur *Gai.* 502,9. IV, 42. *Paul.* 319,13 (comm. div.). locum habet formula fam. ere.

Ulp. XIX, 16. datur iudex fam. herc. *Paul.* I, 18, 4. dividere *Paul.* 319,1 fere = 319,5 (inter se et coheredem). I, 18, 3. divisio *Pap.* 630,22. (60,1). *Paul.* 319,33. servi tempore divisionis aestimati *Pap.* 317,7. interpositae delegationes *Pap.* 60,1. ~ propter coheredem valet legatum *Ulp.* 159,33. — **C. Genetiv.** coheredum unicuique certam partem assignare *Ulp.* 313,33. ~ coheredis (coheredum) adiectio *Gai.* II, 243. compendium *Ulp.* 313,25. error *Ulp.* 312,27. fallacia *Ulp.* 77,40. fides *Scæv.* 84,12. imperitia *Ulp.* 312,30. institutio *Ulp.* 832,1. mora *Pap.* 240,11. liberi *Scæv.* 671,14. negligentia *Pap.* 630,10. nomen *Ulp.* 444,23. nomine *Paul.* 319,32. obligatio *Pap.* 693,33. onus *Pap.* 914,18. pars *Paul.* 269,3. pro parte *Iul.* 530,33. *Afr.* 364,3. *Pap.* 56,33. 693,44. pro partibus *Afr.* 490,36. *Pap.* 124,13. persona *Marcian.* 455,3. portio *Pomp.* 319,9. 263,16. 651,54. *Paul.* 202,4. *Mod.* 852,1. praedictum *Marcian.* 865,33. repudiatio *Ulp.* 878,2. substitutio *Pap.* 558,12. *Paul.* 202,1. tutela *Pap.* 768,15. liberorum tutores *Scæv.* (671,10). victoria *Ven.* 310,11. — **D. Dativ.** coheredi (coheredibus) abstulit partes filius *Pap.* 57,3. adcrevit pars *Pomp.* 846,33. cavere *Afr.* 30,12. *Ulp.* 861,31. *Paul.* 316,16. communis fundus *Mod.* 316,33. competit actio *Afr.* 364,3. *Ulp.* 743,32. damnandus *Paul.* 316,18. dare *Paul.* 189,37. *Iul.* 29,37 (dari damnatus). *Ven.* 310,10 (electionem). *Afr.* 454,22 et *Pap.* 199,36 (actionem). *Ulp.* (313,38). 457,33. *Paul.* not. ad. *Paul.* 189,30. defertur *Ulp.* 311,43 (portio bon. possessionis). *Marcian.* 883,4 (condicio). denuntiare *Ulp.* 183,13. est inutile pactum conventum *Iul.* 658,33. est petitio fideicommissi *Scæv.* 70,3. existunt heredes *Paul.* 92,30. 202,3. imputare sumptum *Ulp.* 75,33. legare *Paul.* 206,33. obligari *Ulp.* 447,33. non obstat indicatae rei praescriptio *Pap.* 627,30. persolvere debitum *Scæv.* 70,4. praelegatae partes *Pap.* 59,3. praescribitur *Mod.* 44,33. praestare *Ulp.* 321,33. *Pap.* 168,34 (actiones). *Ulp.* 310,30 (cautionem). 75,33 (tempus). *Paul.* 206,43. prodesse *Paul.* 791,17. prospicere *Paul.* 315,6. reddere *Scæv.* 124,33 (rationes). *Paul.* 199,30. relicta fideicommissaria hereditas *Pap.* 60,33. restituere *Iul.* 841,33. 236,44. *Gai.* (171,33). *Scæv.* (84,33; ex con.). 199,44. *Pap.* 143,33. 204,43. 247,33. satisfacere *Pap.* 240,15.olvere *Pap.* 204,43. *Ulp.* 408,40. *Mod.* 44,13. substituere *Iul.* 855,11. 219,1. 33. 364,16. *Pap.* 857,33. *Ulp.* (878,3). *Marcian.* 368,10. teneri *Pomp.* 714,33. vendere *Scæv.* 671,13. *Ulp.* 447,16. — **E. Ablativ.** coherede (coheredibus) absente *Paul.* 319,17. adeunte *Iul.* 238,3. *Ulp.*

457,7. deliberante *Iul.* 219,33. invito *Cels.* 168,34. volentibus *Gai.* 308,19. 18,2. ~ a coherede (coheredibus) adita hereditas *Afr.* 364,14. *Scaev.* 264,37. *Ulp.* 234,13. *Paul.* 883,22. conveniri *Mod.* 327,22. datur *Gai.* 216,11. impletur quarta *Paul.* IV, 5, 7. praestatur *Afr.* 385,14 (quis indamnus). *Scaev.* 318,31 (aliquid). *Paul.* 316,2. III, 6, 1. restituitur *Iul.* 239,13. satisfieri debet *Pomp.* 651,33. ~ accipere *Gai.* 216,3. *Pap.* 180,11. 247,33. *Ulp.* 235,34. 457,10. *Paul.* 883,34. *Marcian.* 220,30. (del. *Mo.*). 35. 455,3. satis accipere *Pap.* 240,12. consequi *Iul.* 534,37. *Ulp.* 312,9. 444,22. datur legatum *Iul.* 22,1. *Flor.* 35,10. emere *Scaev.* 637,33. *Ulp.* 485,22 (hcreditatem). exhereditatio *Ulp.* 834,11. percipere legatorum nomine *Paul.* 206,33. petere *Cels.* 70,20. *Scaev.* 70,13. 264,33. *Ulp.* 197,22. 23. (198,4). 230,33. *Faul.* 199,22. petitionem habere *Paul.* 315,34. recipere *Afr.* 385,11. recipere *Gai.* 98,33. *Paul.* 315,15. redimere *Afr.* (454,33). relictum legatum *Ulp.* 178,3. repetere *Scaev.* 318,19. *Paul.* 319,34. repetitionem habere *Paul.* (315,34?). 650,13. servare quicquam *Iul.* 534,21. vindicare *Flor.* 35,13. ~ cum coherede (coheredibus) agere, actio est *sim. Marcell.* 690,33. 33. *Scaev.* 674,33. *Pap.* 59,1. *Macer* 543,33. habere iudicium fam. erc. *Ulp.* 312,15. contrahere *Paul.* 315,22. parem rationem facere *Scaev.* (test.) 637,33. ~ de coherede *Macer* 544,7. ~ ex coheredibus alter *Pap.* 627,33. unus *Gai.* 171,33. *Ulp.* 313,23. *Paul.* 315,17. 319,34. — (coheres et curator *Mod.* 766,7. emptor idemque coheres *Scaev.* 70,3. coheres filius *Paul.* 914,13. frater coheres *Pap.* 296. frater et coheres *Scaev.* 674,13. *Pap.* 768,15. *Mod.* 44,13. frater idemque coheres *Pap.* 442,3. fratres et coheredes *Scaev.* 70,3. *Pap.* 59,1. 204,13. 420,33. *Ulp.* 447,33. impubes coheres *Marcian.* 455,3. coheres mulier *Scaev.* 671,14. pupilla coheres *Mod.* 316,23. coheres et tutor *Pap.* 790,20. tutor qui et coheres pupillo erat *Scaev.* 170. coheres uxor *Scaev.* 84,33; ex coni.).

cohibeo. cohibetur facultas potioris nominandi intra certos fines *Sev. Ulp. cat.* 158. ratio tutelae reddendae *Tryph. (Marcus?)* 667,22.

cohors. exercitum non unam cohortem dicimus *Ulp.* 82,20. ~ septem cohortes (*vigilum*) opportunis locis (*Augustus*) constituit, ut binas regiones urbis unaquaeque cohors teneat *Paul.* 31,12. 13. permilitare in cohortibus urbanis *Mod.* 785,9. tribunus permilitavit in cohortibus praetoris *Ulp.* 785,20. ~ cohortis praefectus *Pap.* 666,31. *Ulp.* 82,11. tribunus *Pap.* (666,31). *Ulp.* 82,11. (785,20). — esse in cohorte magistratus *Marcian.* 830,3.

colicio. vid. conicio.

colitio. societatis *Paul.* 510,22.

coitus. neque ex ullo senatusconsulto talis coitus quasi iustus constituitur *Gai.* I, 88. coitus non matrimonium facit *Ulp.* 707,22. ~ coitum dimit *Pap. coll.* 6, 6, 1; 1. ~ coitu sororis filiae abstinet *Pap. coll.* 6, 6, 1. ~ ex coitu conceptus *Gai.* I, 88 (non iusto). nasci *Gai.* I, 64. 78.

collabor. veterem villam sine culpa sua conlapsam *Ulp.* 719,12.

collactanea. *Scaev.* 169,33.

collactaneus. *Gai.* I, 39 (ubi contactaneum per notam scriptum). *Ulp.* 426,17.

collatio. I. convivium dicitur vel a concitatione vel a conventu, hoc est a collatione vocum *Ulp.* 777,3. — II = contributio. A. collatio in distributionis ob iactum salva nave fieri debet *Paul.* II, 7, 5. cf. 419,17. *Call.* 421,1. 2. 4. i. *Herm.* 421,10. collatio exoneratur *Paul.* 420,9. collationis consortium *Herm.* (421,10). damnum *Call.* 420,20. onus *Call.* 420,37. — B. collatio bonorum (emancipati) et dotis in petenda bonorum possessione. 1) Nomin. collatio fit *Iul.* (294,33). *Ulp.* 292,3 (ita ut recte caveatur). 13 (re). 13 (aut re aut cautione). 293,1. 33. 295,33 (boni viri arbitratu). 34 (sive in totum non sive in partem). 297,1. sufficiens collatio divisio est *Ulp.* 292,13. collatio cessat *Scaev.* 318,15. *Ulp.* 291,33. 297,4. *Paul.* 296,31. datur *Ulp.* 291,34. explicatur *Paul.* 294,11. inducitur *Tryph.* 285,13. prodest emancipatis *Iul.* 294,33. — 2) Accus. collationem implere *Ulp.* 292,30. postulare *Ulp.* 291,34. ~ ad collationem admittere *Ulp.* 292,3. cogere *Ulp.* 291,33. 292,3. 33. 296,33. compellere *Tryph.* 285,1. *Ulp.* (Div. Fr.) 295,33. (Pia) 297,1. prodest bon. possessione *Herm.* 310,33. ~ in collationem venire *Ulp.* 293,33. — 3) Genet. collationis commodum *Die. Fr. Ulp.* 295,33 = 346,17. *Ulp.* 291,33. condicio *Iul.* 294,33. emolumentum *Iul.* 295,3. *Pap.* 296,13. munus *Paul.* 245,11. *Ulp.* 297,33. 33. onus *Paul.* 293,43. spes *Ulp.* 293,13. stipulatio *Ulp.* 295,33. portiones collationum *Ulp.* 293,33. — 4) Dat. collationi locus est *Ulp.* 291,33. moram facere *Pap.* 297,43. — 5) Abl. collatione fungi *Ulp.* 297,33 (dotis). privare fratres *Ulp.* 292,33. supplere cautionem *Ulp.* 292,33. ~ de collatione # 291,13 (bonorum). 296,34 (dotis). quid iuris esset *Iul.* 295,13. cavere *Iul.* 294,33. 295,7. *Tryph.* 285,4. *Ulp.* (Pomp.) 292,3. ~ ex collatione habere *Ulp.* 292,33. ~ in collatione bonorum dicitur *Paul.* 768,4. — C. de Falcidia. collationis totum onus in residuo donationis esse *Pap.* 58,3. ~ D. in societate

corunda. si post collationem evenit, ut pecunia periret . . si vero ante collationem *Ulp.* 506, 4. e.

— **III. Tributum, munus.** per magistratus ex improvis collationes indicatas recte recusat; eas vero, quae e lege sunt, recusare non debet *Pap.* 917, 11. quod genus collationis (*scil.* frumenti praebendi) manus possessionis est *Char.* 913, 11. *U.* collatio vine *Ulp.* 224, 30. 548, 34. viarum munitiones, praediorum collationes *Char.* 914, 1. praediorum collatio vine sternendae *Herm.* 917, 11. si non ex collatione hoc iter constitutum est *Ulp.* 575, 7. si ex collatione privatorum reficiatur *Ulp.* 575, 8. & — **IV. Comparatio.** nihil inter dulcia, nisi quod potioris fuisset, legatum putat Labeo ex collatione vini amphorarii *Proc. (Iac.?)* 124, 1.

collaudo. conlaudandum eum *Marcian.* 801, 11. **collectio.** fructuum *Ulp.* 286, 2. *U.* Sabini et Cassii collectio, quam et ipsi reddunt, illa est, quod *etc. Scaev.* 905, 4. *U.* cf. coniectio.

collega. collegarum appellatione hi continentur, qui sunt eiusdem potestatis *Ulp.* 948, 17. — **I. collega magistratus.** 1) *consulis.* si qua ex causa collega manumittere non poterit . . , collegam posse manumittere expedire *Ulp.* 28, 2. 2) *apud collegam causa probata manumittere Ulp.* 28, 6. — **2) praetoris.** apud collegam suum praetor manumittere non potest *Paul.* 427, 17. — **3) praesidis.** solent praesides provinciarum, in quibus delictum est, scribere ad collegas suos *Macer* 801, 11. — **4) tribunum militum.** si tribunus in cohortibus praetoris permittaverit, etiam collegarum filiorum tutela excusabitur *Ulp.* 785, 11. — **5) magistratus municipalis.** Idem dicemus in duobus magistratibus collegis, quorum alterum res publica convenit *Paul.* 769, 10. collega omnia solus administravit *Pap.* 903, 33. indemnitate in solidum praestare debet *Mod.* 808, 5. utriusque officium sustinere debet *Papir.* 867, 36. *U.* collegam adgredi *Ulp.* 806, 31. convenire *Pap.* 903, 31. *Paul.* (769, 10). dare tutorem *Paul.* 756, 31. nominare *Pap.* 903, 32. ad collegam veniendum *Ulp.* 806, 31. contra collegam actionem utilem dare *Pap.* 903, 31. in collegam actionem decernere *Ulp.* 922, 11. *U.* collegae nomine conveniri *Ulp.* 922, 41. *U.* collegae periculum adscribitur *Pap.* 903, 11. *U.* a collega res servari non potuit *Pap.* 903, 31. pro collega depensum in magistratu *Ulp.* 923, 1. — **II. collega curatoris.** curatorem nomine collegae teneri *Papir.* 924, 36. in reliqua collegarum (*scil.* curatoris frumento comparando) interpellari *Paul.* 905, 1. — **III. collega in collegio vel decuria.** collegas eos accipimus . . qui eandem artem exercent quam pater facit *Ulp.*

Ulp. vat. 175 (*loc. mutil. ex parte suppl.*). ut collegae patris vel pupilli in decuria vel collegio . . potiores non nominent *Ser. Ulp. vat.* 158. cf. 212 (*suppl.*). nec sufficit collegam dicere, nisi in quo collegio addiderit *Ulp. vat.* 210. filiorum collegarum tutela *Paul.* 793, 2. 794, 5 = *vat.* 235 = 237. *vat.* 235. *Herm.* 792, 44. — **IV. = tutor.** collegam convenire *Paul.* 770, 10. dare in tutela *Paul.* 757, 31. suspectum facere *Ulp.* 779, 31. *U.* collegae imputare *Paul.* 764, 6. s. *U.* a collega satis petere *Mod.* 727, 5. — **V. = coheres.** quidam ex collegis per errorem plus debito intulerunt *Paul.* 720, 11.

collegatarius. deficientis portio in per vindicationem legato collegatario adrescit *Gai.* 11, 199. 206. in per damnationem legato, si eadem res duobus pluribusve coniunctim legata sit, deficientis portio non ad collegatarium pertinet *Gai.* 11, 205. lege *Papia* collegatarius coniunctus, si liberos habet, potior est heredibus *Gai.* 11, 207. *Ulp.* 233, 30. 22. 8, 1. 1.

collegium. licitum, illicitum *vid. s. h. verb.* — **I. Notabilia.** tres facere collegium *Marc. cell. (Ner.)* 940, 31. *U.* collegium fabrum *Scaev.* 98, 1. pistorum et naviculariorum *Gai.* (96, 31). pistorum *Paul.* 794, 3 = *vat.* 233. pontificum *Pomp.* 4, 21. sex primorum *Ulp. vat.* 124. teneurum *Marcian.* 793, 11. 17. cuiusdam templi *Scaev. (test.)* 83, 36. *U.* ne patiantur (praesides) esse collegia *Marcian.* 792, 31. collegia certa sunt, quorum corpus senatus consultis atque constitutionibus principalibus confirmatum est *Gai.* 96, 31. *cf. Marcian.* (793, 11). non licet autem amplius quam unum collegium illicitum habere *Marcian.* 793, 1. quibusdam collegiis, quibus ins coeundi lege permissum est, immunitas tribuitur *Call.* 919, 43. 990, 1. non omnia collegia vacatione tutelam habent, quamvis muneribus municipalibus obstricta non sint, nisi nominatim id privilegium eis indultum est *Call.* 789, 30. *cf. Ulp. (vat.* 124). *Paul.* (794, 3 = *vat.* 233). senatus temporibus divi Marci permisit collegiis legare *Paul.* 175, 11. divus Marcus omnibus collegiis . . manumittendi potestatem dedit *Ulp.* 428, 7. coguntur collegia hereditatem suspecti agnoscere et restituere *Ulp.* 229, 31. conveniri possunt ad exhibendum (nam et possidere et uscapere ea posse constat) *Ulp.* 332, 25. collegium metum intulit *Paul.* 114, 31. — **II. Ceteri loci secundum causam ordinem dispositi.** 1) *Nomin.* collegium coit *Ulp.* (428, 1). *Marcian.* 793, 1. i. i. parit immunitatem *Call.* (919, 31). — **2) Accus.** collegium accere *Marcian.* 793, 4. celebrare *Marcian.* 793, 11. colere *Ulp.* 29, 32. dissolvere *Scaev.*

83, 80. 793, ii. habere *Gai.* 96, 30. *Marcian.* 792, 38 (in castris). (793, i). rogare restituere (hereditatem) *Ulp.* 227, ii. usurpare *Ulp.* 793, i. ~ admittere ad legatum non quasi collegium, sed quasi certos homines *Paul.* 175, ii. ~ in collegium adsumere *Call.* 919, 38. ~ per collegia distribui *Call.* 920, i. — 3) *Genet.* esse eiusdem collegii *Gai.* 793, 36. collegii corpus *Gai.* (96, 31). nomine corpus habere *Gai.* 96, 37. iure excusari *Herm.* 792, 41. servus *Ulp.* 878, 22. — 4) *Dativ.* collegio legare *Scaev.* (98, 3). *Paul.* (175, 33). — 5) *Ablat.* a collegio manumitti *Ulp.* 45, 16. recedere *Marcian.* (793, 2). ~ de collegiis *P.* 792, 34. ~ ex collegio accipere *Marcian.* 793, i. esse *Ulp.* (rat. 124). ~ in collegio adsumi *Call.* 920, i. esse *Ulp.* 227, ii. rat. 210 (nec sufficit collegam dicere, nisi in quo collegio addiderit). *Paul.* (794, 3 = rat. 233). recipi *Marcian.* (793, ii. 17). primum sententiam rogari *Pap.* 909, 33. — (collegium vel corpus *Call.* 789, 30. 919, 43. 920, i. *Ulp.* 332, 22. 227, ii. 17. *Marcian.* 793, i. *Herm.* 792, 41. *P.* 792, 34. corpus collegium civitas *Ulp.* 45, 16. societas collegium corpus *Gai.* 96, 30. corpus habere collegii societatis sive cuiusque alterius eorum nomine *Gai.* 96, 37. singularis persona vel populus vel curia vel collegium vel corpus *Paul.* 114, 31. servus municipum vel collegii vel decuriae *Ulp.* 878, 22).

colliberta. 'non nisi conlibertam' (scil. ducat) *Ulp.* 367, 33.

collibertus. *Forma.* collibertus *Scaev.* 83, 13. 269, 13. *Pap.* 59, 30. *Ulp.* 234, 33. 319, 13. *Paul.* 511, 3. collibertus *Scaev.* 82, 37. 83, 11. 257, 17. *Val.* 98, 13. 15. *Pap.* 143, 33. *Ulp.* 775, 31. — *Significatio.* collibertus patris idemque filius excludit substitutionem *Pap.* 59, 30. cf. *Ulp.* 234, 33. conliberti societatem coercent *Paul.* 511, 3. fundum petere possunt *Scaev.* 82, 37. ~ patrem eundemque collibertum scripsit heredem *Scaev.* 269, 13. ~ ad collibertos pertinent partes *Scaev.* 83, 13. ~ inter collibertos matrem et filiam pietatis ratio salva esse debet *Ulp.* 319, 13. ~ collibertorum petitio fideicommissi est *Val.* 98, 13. ~ conliberto nupta *Ulp.* 775, 31. relinquere *Val.* 98, 13. restituere *Pap.* (test.) 143, 33. vendere partes suas *Scaev.* 83, 11. ~ cum conlibertis eidem fundi praelegati *Scaev.* 257, 17.

collido. *Forma.* conlilus legitur *Gai.* III. 223 per not. scriptum (ollisum); ceteris locis collido. — *Significatio.* scissa et collisa . . et quoquo modo vitata . . atque deteriora facta hoc verbo (scil. ruptum) continentur *Gai.* III. 217. os fractum aut

conlilus *Gai.* III. 223. argentum fractum aut collisum *Ulp.* 153, 33. 33. scyphi collisi *Paul.* 934, 33.

colligo, colligare. I. *proprie.* machinam neglegentius *Ulp.* 402, 32. feram bestiam *Paul.* 1, 15, 2. *Ulp.* 785, 30. id. colligere. — II. *translative.* nihil tam naturale est quam eo genere quidque dissolvere quo colligatum est. ideo verborum obligatio verbis tollitur etc. *Ulp.* 959, 14. acceptum fieri non potest, nisi quod verbis colligatum est *Ulp.* 722, 3.

colligo, colligere. I. in unum locum comportare. A. res: colligere peritura (ex naufragio) *Anton. Paul.* 769, 37. cf. *Call.* 770, 32. naufragia *Call.* 770, 31. naufragium *Ulp.* 771, 3. ~ ossa et cineres *Ulp.* 863, 36. ~ fructus sim. *Ulp.* 244, 31. 286, 4. 687, 30. *Paul.* (ad Lab.) 211, 4. 1, 13^b, 9. quinque pondo olei *Iul.* 519, 30. 31. segetes et quod ex messibus collectum fuerit *Iul.* 639, 31. spicas *Gai.* 936, 13. ~ aqua collecta in fossa, in via *Ulp.* 575, 13. 35. si vitio vesicae collectum umorem continere non potest *Ulp.* 605, 19. ~ hereditatem *Ulp.* 878, 34. res hereditarias *Ulp.* 272, 13. 14. totum in aerarium *Mauric.* 879, 17. civitatum publicis redditus *Char.* 915, 3. stipendium per stipes, id est modica aera *Ulp.* 935, 33. ~ ius collectum est ex naturalibus praecipis aut gentium aut civilibus *Ulp.* 1, 17. — B. homines: qui ex diversis locis in unum locum colliguntur *Ulp.* 62, 33. iectus unius cuiusque in hoc collectorum *Paul.* 821, 34 (aliter coll. 1, 7, 2 loc. gem.). homines armatos *Ulp.* 765, 13. testes *Ulp.* 817, 33. turbam *Ulp.* 768, 3. — II. = conficere, redigere. duplum ex pretiis noxae deditorum *Paul.* 303, 22. pecuniam *Ulp.* 687, 33 (ex usuris reddituum). 458, 13 (ex operis). quadraginta ex omnibus (caenaculis) *Alf.* 567, 2. quantitates *Paul.* 363, 31. summam *Ulp.* (Trib.) 760, 37 (si ea summa corrad, id est colligi, possit). usuras *Paul.* (Marcell.) 202, 37 (corr. ?). ~ si plus tibi praestari commodi, quam usurae istae colligunt *Ulp.* 641, 13. — III. = computatione efficere. ex omnibus colliguntur centum viginti octo *Paul.* 361, 33. omnes absentiae annum colligunt, singulae minus uno *Ulp.* 145, 3. pecuniam ex computatione *Iul.* 454, 3. pretium totum ex omnibus ingeribus dictis *Scaev.* 631, 31. summam ex reliquis *Scaev.* 631, 13. — IV. = concludere, deducere. ex aliqua re hoc, id *Iul.* 324, 36. *Gai.* 510, 33. *Scaev.* 82, 37 (sequi. acc. c. inf.). *Pap.* 65, 30. *Call.* 919, 3. *Ulp.* 409, 37. 592, 36. coll. 2, 2, 1. *Paul.* 206, 7. voluntatem *Cels.* 13, 3 (legis). *Iul.* 236, 34. *Ulp.* 20, 13 (sequitur interrogatio indirecta). sequitur accus. c. infin. *Ven.* 561, 13. 701, 33. *Gai.* 1, 74.

Scæv. (82, 37). *Paul.* 653, 4. *sequitur* ut *Ulp.* 115, 2. *sequitur* quod *Ulp.* 526, 33. \sim per quod colligi posse dici *Ulp.* 219, 11. — *V.* locus aspectus: arbores colligunt aggeres Niloticas *Ulp.* 785, 36 (colligant *Brissoni*).

colloco. *Forma.* collocare *Ed. Ulp. rat.* 320 (?). *Gai.* 11, 238. *etiam* locis collocare. — *Significatio.* *I.* proprie. aedificia *Herm.* 2, 12. canalem vel fistulas in rivo *Ulp.* 600, 2. Palmyrena civitas in provincia Phoenice prope barbaras gentes et nationes collocata *Ulp.* 931, 31. larem matrimonio *Ulp.* 736, 32 (ubi). palos, qui vineae causa parati sunt *Ulp.* 551, 22. 26. $\beta\alpha\lambda\alpha\iota$ vasorum collocandorum causa paratae *Iav.* 99, 31. \sim se (i. e. domicilium) collocare apud aliquem *Ulp.* 903, 3. — *II.* in matrimonio collocare *Ed. Iul.* 82, 7 = *Ulp. rat.* 320. *Paul.* 662, 4. *Marcian.* (*Lex Iul.*) 660, 15. *alicui Gai. (form.)* 11, 235. 235. 238. *Call.* 666, 38. 667, 3. *Tryph.* 668, 8. *Paul.* 477, 8 (servo alieno). in matrimonio *Scæv.* 254, 34. *Ulp.* 810, 37. *alicui Ulp. (form.)* XXIV, 17. 18. *scil.* in matrimonio *Dir. Fr. Marcian.* 665, 11. *alicui Tryph.* 667, 22. nuptum *Scæv.* 85, 38. *Ulp.* 84, 37. 32 (se). *alicui Scæv.* 715, 8 (marito). *Pap.* 666, 25. *Paul. (Sc.)* 665, 21. nuptis (nuptum *Mo.*) *Ulp.* 84, 30 (se). — *III.* pecuniam *Afr.* 91, 33. *Gai.* 479, 22. 22 (in emptione praediorum). 763, 48 (bene). *Pap.* 264, 13 (penes aliquem). *Ulp.* 492, 37 (in diem). 640, 29 (bene). 292, 16 (apud curatorem). *Paul.* 764, 11. 11, 14, 6. 6 (cui, corr.; scrib. quibus, *scil.* idoneis nominibus). *Marcian.* 220, 13 (idoneis nominibus). *scil.* pecuniam *Ulp.* 762, 13. *Paul.* 1, 4, 3 (nominibus). nummos aliis nominibus *Proc.* 96, 13. sortes *Pap.* 110, 2. duo milia in nomina *Scæv.* 773, 30. — *IV.* *Varia.* marmor vel vestem (*fineris causa = comparare*) *Ulp.* 351, 38. \sim meritis *Ulp.* 73, 43 (apud virum bonum). 812, 15. \sim omnia quae eo collocata (*sic F. I.* collata *WIDECK*) sunt, ut instructor esset pater familias *Ulp.* 127, 18. \sim bona patris per fraudem in eum collocata (collata *P. U.*) *Tryph.* 667, 30. dandi faciendae conditiones in personas collocantur *Paul.* 191, 38. voluntas domini in incertam personam collocata (collata *Institutionum codices B T loco gemino* 11, 1, 45) *Gai.* 490, 38. in mercedem se collocaturum (collaturum *F. 2*) quod accepit *Ulp.* 746, 34. \sim ut saepius fundus collocetur *Ulp.* 528, 3. utrum uno pretio opus an in singulas operas collocatur (locaretur *U.*; locatur *Mo.*) *Iav.* 570, 22.

colloquium. *Ulp.* 806, 17.

colluctatio. in colluctatione occidere aliquem *Ulp.* 279, 17.

colludo. *Forma.* conludente *Ulp.* 120, 19. *etiam* locis colludere. — *Significatio.* *I.* proprie. ludere cum aliquo. colludendi gratia adsectari, appellare *Ulp.* 778, 3 ($\alpha\pi\alpha\gamma\alpha\gamma\epsilon\iota$ *BS*). — *II.* *A.* = *luxurie agere*. praevicariorem cum esse, qui colludit cum reo *Marcian.* 835, 38. si forte talis persona sit, quam verisimile est colludere *Ulp.* 616, 30. transferre iudicium sub exceptione hac 'si collusum est' *Ulp.* 121, 21. maritum colludere magis cum uxore quam ex animo accusare *Ulp.* 805, 18. si procurator colludat *Ulp.* 780, 41. — *B.* *Extra iudicium = ex composito fallere*. cum tutore *Ulp.* 563, 12. 634, 13. pupillus a Titio, tutore auctore conludente, circumscriptus *Ulp.* 120, 13. coheres cum patrono *Ulp.* 893, 10. emptor cum procuratore *Iul.* 529, 32. si quis colludente procuratore meo ab eo emerit *Ulp.* 550, 30.

collum. qui civem Romanum adversus provocationem necaverit verberaverit... aut quid in collum iniecerit, ut torqueatur *Ulp. (Lex Iul.)* 817, 3. collo mulieres ornantur *Paul.* 111, 6, 84. animalia (pecora, quadrupes) quae collo dorsove (dorso collo *Ulp.* XIX, 1) domantur *Gai.* 11, 16. *Pap. rat.* 259. *Ulp.* XIX, 1, 1.

colluo. amnis paulatim colluendo locum eminentem supra alevum fecit *Pomp.* 495, 13.

collusio. *Forma.* conlusio *Pap.* 475, 13. *rat.* 13. *Ulp.* 486, 30. 32. 33. (*F. 2*). *etiam* locis collusio. — *Significatio.* collusio non lutercessit (*scil.* re pupillari distracta) *Ulp.* 138, 19. suspecta est legataris inter scriptos heredes et eum qui de inofficioso testamento agit *Ulp.* 181, 22. \sim collusionem detegere *Gai.* 486, 18. *Pap.* 475, 13. *Ulp.* 44, 32. 486, 36. 37. 33. 33. *Herm.* 486, 32. 32. 486, 13. facere in necem alterius *Ulp.* 791, 33. collusionem facta *Mod.* 906, 43. retractare *Ulp.* 486, 32. \sim per collusionem absolutum adversarius *Ulp.* 481, 16 (procuratoris; fuit cognitoris). 12. actum *Ulp. (Pius)* 866, 13 (in necem legatariorum et liberationum). *Paul.* 370, 11. addicitur alienae potestati pater familias aut filius alienus patris familiae loco constituitur *Ulp.* 618, 1. cedere lite adversario *Marcian.* 272, 2. constituere cum adultero *Ulp.* 810, 13. quicquam factum *Gai.* 486, 17. libertius pronuntiatu ingenuus *Ulp.* 486, 31. pronuntiatum *Marcian.* 865, 31. venditor imaginarium colonum emptoris decipiendi causa subposuit *Pap. rat.* 13 *ferre = Herm.* 557, 4. \sim collusionis praetextu retractare sententiam pro ingenuitate dictam *Herm.* 486, 38. suspicio *Ulp.* 892, 4. \sim collusionem alterius non debet alterius ius corrumpi *Gai.* 477, 33.

collusor. qui cum altero alea ludit. si rapinas

fecerint inter se collusores *Ulp.* 346, 6. collusores vindicari non prohibet praetor *Ulp.* 346, 8.

collusorie. litigare de hereditate *Ulp.* 15, 18. **colluvies.** quaedam fluit per cloacam *Ulp.* 601, 11.

collyrium. collyria sunt in instrumento medici *Paul.* (*Cass.*) 130, 1. *sim.* III, 6, 62. si ex medicamentis tuis collyria fecero *Gai.* 489, 12. *sim.* II, 79. non collyria ad medicamenta reverti possunt *Gai.* 489, 12.

colo. I. agrum, fundum, praedium. *absolue dictum:* *Ner.* 733, 7. *Iul.* 568, 10. *Scac.* 129, 36 (non pensionis certa quantitate, sed fide dominica). *Ulp.* 217, 19 (prohiberi). 37 (recte). 323, 20. 125, 30. 906, 12. *Paul.* 571, 9 (ut oportet). 743, 36 (nummis). agrum *vid.* s. hoc verbo pag. 309, 28 et 37 (19 loci); *adde Paul.* 215, 9. fundum *Alf.* 456, 1 (colendum servo locavit). 91, 12. *Iar.* 570, 12 (ex lege). 12. 111, 8. *Iul.* 568, 10. 690, 10. *Pomp.* 514, 12. 102, 8. *Marcell.* 244, 3. *Scac.* 130, 36 (non fide dominica, sed mercede). 133, 3. *Ulp.* 258, 22. 395, 36. 590, 5 (prohiberi). 772, 33. *Paul.* 520, 12. 641, 11. 130, 12. praedium, praedia *Alf.* 91, 12. *Scac.* 587, 26. 130, 37. *Recr.* *Ulp.* 562, 27. *Ulp.* 922, 36 (praedia publica). *Paul.* 769, 30. 885, 12. vineas pomaria hortos *Iul.* 196, 37 (extra consuetudinem patris fam. defuncti). — II. *Nemesia*, quae Smyrnae colitur *Ulp.* XXII, 6. ~ bonos mores *Ulp.* 808, 1. iustitiam *Ulp.* 1, 11. — III. = ornare. quo honestius culta ad se deduceretur *Ulp.* 402, 36 (sponsa vel uxor). — IV. = incolere. si modo hoc factum incommodum circa colentibus adferat *Ulp.* 580, 36.

colona. adquirere possessionem velint per colonam *Ulp.* 211, 36. ~ servus aestimatus colonae adscriptus ad periculum colonae pertinebit *Paul.* 571, 11. 12. colonae heres *Paul.* 571, 12.

colonarius. Latinus *Ulp.* XIX, 4. *vid.* colonarius.

colonia. antiquissima, arripotens, gratiosa, nobilis, splendidissima, tenacissima (foederis) *vid.* s. h. verb. — I. praedium colono commissum, fere = conductio. coloniarum commodis frui *Ulp.* 906, 12. viae in villas aut alias colonas ducentes *Ulp.* 575, 12. expulsus a conductione in aliam se contulit coloniam *Paul.* 565, 14. finita conductione de colonia discedere *Scac.* 131, 3. negotia non in colonia, sed in municipio gerere *Ulp.* 906, 12. — II. civitas, quae colonos Roma missos accepit. colonia Aelia Capitolina *Ulp.* 931, 31. *Paul.* (933, 12). Antiochensis *Paul.* 933, 31. Apamensis *Ulp.* (932, 1). Apulensis *Ulp.* 931, 36. Be-

neventanorum *Pap.* (*test.*) 247, 4. Berytensis (Augustana) *Ulp.* 931, 31. 32. Caesariensis *Ulp.* 931, 31. *Paul.* (933, 17). Emisena *Ulp.* 931, 31. *Paul.* 933, 12. Graviscanorum *Cels.* (*test.*) 42, 31. Heliopolitana *Ulp.* 931, 31. Laodicea *Ulp.* 931, 31. Lepitanorum *Iul.* 855, 31. Napocensis *Ulp.* (931, 31). Pataviscensium *Ulp.* 932, 1. Philippensium *Cels.* (*test.*) 241, 12. 30. Philippensis *Cels.* 933, 1. *Paul.* (933, 19). Ptolemaeensis *Ulp.* 931, 31. Sebastena *Ulp.* 931, 31. Sinopenensis *Ulp.* (932, 3). Tyriorum *Ulp.* 931, 36. *Paul.* (933, 14). Zarnizetussa *Ulp.* (931, 31). Zernensium *Ulp.* 931, 31. — quaedam colonias esse inris Italici *Ulp.* 931, 12. colomiam deducere *Pomp.* 955, 31. *Gai.* I, 131. *Ulp.* (931, 31). in Latinas colonias deduci *Gai.* III, 56. in coloniam Latinam nomen dare *Gai.* I, 131. ius coloniae *Ulp.* (931, 31. 932, 1). nihil praeter nomen coloniae habere *Ulp.* 931, 31. colonias rem publicam accipere *Ulp.* (931, 31). ~ servus municipii vel coloniae *Ulp.* 680, 31. ~ coloniam substituere *Iul.* (855, 31). ad coloniam pecuniam pventurum *Cels.* (*test.* 241, 30). colonias cavere *Cels.* (*test.* 241, 12). legare Latinum per vindicationem *Gai.* II, 195. restituere post mortem *Pap.* (*test.* 247, 4). ~ in colonia est via usque ad viam Aureliam *Cels.* (*test.* 42, 31). testamenta facta *Paul.* IV, 6, 2. an libertus prohiberi potest a patrono in eadem colonia, in qua ipse negotiatur, idem genus negotii exercere *Scac.* 318, 36.

colonarius. Latinus *Gai.* I, 22. III, 56. Latina *Gai.* I, 29. *vid.* et colonarius.

colonus. I. conductor fundi. A. *Notabiliora.* qui ad pecuniam numeratam conduxit *Gai.* 566, 4. qui nummis colit *Paul.* 743, 36. partitarius colonus *Gai.* 566, 3. qui ad certum tempus conducit, finito quoque tempore colonus est *Ulp.* 562, 1. *cf.* (561, 30). si non fide dominica, sed mercede, ut extranei coloni solent, fundum coluisset (servus) *Scac.* 130, 36. servus, qui quasi colonus in agro erat *Ulp.* 125, 12. coloni colonus *Paul.* ad Lab. 588, 31. 32. colonus locavit fundum *Paul.* 565, 6. 512, 17. colonus publicorum praediorum *Paul.* 570, 22. *cf.* 923, 12. praediorum fisci *Papir.* 907, 37. Caesaris *Call.* 38, 6. 919, 31. ~ de instrumento, quid praestare debeat dominus, quid ipse colonus comparare; *Pomp.* 559, 12 (aestimatum instrumentum accipit). *Ulp.* 563, 26. 27. *Paul.* 131, 31. ~ quo modo caveat colonus. fideiussoribus *Lab.* 601, 12. *Pap.* (570, 22). 694, 34. *Paul.* 570, 22. 695, 1. 758, 17. invecitis iulatis frugibus pignori datis *Lab.* 601, 12. *Iul.* 619, 12. 31. *Afr.* 754, 12. *Gai.* 592, 22. IV, 147. *Ulp.* 351, 21 (ex invecitis iulatis fane-randum). 585, 30. 22. *Paul.* 565, 3. ~ de damno

fatali et remissionibus: omnem vim, cui resisti non potest, dominum colono praestare debere *Ulp.* 562, 11. *cf.* 13. 22. 23. 563, 2. modicum damnum aequo animo ferre debet colonus *Gai.* 566, 3. *cf. etiam Alf.* (567, 10). *~ reliqua colonorum Scaev.* 100, 1. 2. 112, 14. 130, 27. 29. 34. 131, 1. 3. 132, 11. 12. 34. *Pap.* 96, 27. 28. 33. *Paul.* 94, 34. 35. 98, 34. 35. — colonus nostri iuri subiectus non est *Gai.* IV, 153. actor vel colonus ex alio fundo in eodem constitutus ad legatarium non pertinet *Paul.* III, 6, 48 (vel colonus *del.*). nec vivo nec mortuo domino ullam possessionem habet *Iul.* 523, 31. est in praedio et tamen non possidet *Ulp.* 612, 13. possidet naturaliter *Ulp.* 325, 15. non potest lucri faciendi causa pro herede nascapere *Iul.* 530, 30. per colonom possidet dominus *Pomp.* 511, 3. 11. *Afr.* 514, 13. 14. *Gai.* (IV, 153). *Pap.* 515, 34 (coloni corpore). *Ulp.* 583, 35. *Paul.* 505, 4 et 13 (corpore). 512, 13. 13 (pro emptore). 523, 1. per colonom utimur servitute *Ulp.* 593, 13. *cf.* 592, 30. heredem coloni, quamvis colonus non est, nihilominus domino possidere *Lab.* 572, 25. 25. *~ quae actiones competant colono*: colonus a domino petere potest *Iul.* 73, 25. agit cum domino ex conducto *Lab.* 573, 25. *Ulp.* 750, 1. *Paul.* 565, 11. (885, 14). cum herede *Iav.* 111, 1. *Iul.* 568, 11. *Ulp.* 36, 3 = *eat.* 44. *Paul.* 161, 3 (ex testamento). cum extraneo ex interdicto quod vi aut clam *Iem.* 607, 34 (fructuum nomine). *Ulp.* 285, 4. 5. 607, 12. unde vi *Marcell.* 587, 31. *Pap.* 588, 12. furti *Ulp.* 739, 11. *Paul.* (743, 34). 757, 34 = II, 31, 30. de iniuria ex lege Cornelia *Ulp.* 772, 34. colono non competit interdictum de migrando *Ulp.* 618, 27. *~ quibus actionibus teneatur colonus domino*: ex locato *Iav.* (111, 4). *Gai.* 764, 34. *Ulp.* 284, 2 = *coll.* 12, 7, 7. *cf. Alf.* 567, 10. *Ulp.* 550, 25. 563, 37. *Paul.* (369, 25. 161, 4). 399, 4. (645, 29). vel ex locato vel lege Aquilia *Ulp.* 284, 12. 11. 11 = *coll.* 12, 7, 9. 9. 9. e lege XII tab. de arboribus succissis sive e lege Aquilia damni iniuria sive interdicto quod vi aut clam *Paul.* 369, 21. conditione et furti, quin etiam ex locato *Paul.* 645, 33. interdicto undò vi *Pap.* 588, 12. quod vi aut clam *Ulp.* 398, 34. furti *Cels.* 755, 34. *Paul.* 503, 7. extraneo tenetur colonus interdicto quod vi aut clam *Ulp.* 608, 12. 11. *Paul.* 399, 4. aquae pluviae arcendae *Ulp.* 399, 1. *~ rem publicam cum colono nullam actionem habere Scaev.* 228, 25. — **B.** *Ceteri loci secundum casuum ordinem dispositi.* 1) *Nominat.* si qui coloni fuerunt *Scaev.* 136, 43. colonus acceperat villam hac lege, ut incorruptam redderet praeter vim et vetustatem *Alf.* 567, 15. non admisit cum, cui locator fundum venderat

Marcell. 587, 31. caret culpa *Ulp.* 284, 12. curare debet, ut opera iusticia suo quoque tempore faciat *Gai.* 565, 34. dedit damnum *Ulp.* 550, 27. deseruit fundi culturam *Paul.* 565, 2. discessit sponte possessione *Afr.* 514, 12. emit fundum *Iul.* 523, 34. eripuit porcos lupis *Ulp.* 497, 34 (colonus vicinae villae). exiit de fundo non deserendae possessionis causa et eo reddit *Paul.* 512, 15. fecit *Marcian.* 407, 34 (ferrum illicite in praedio; fodit *Mo.*). *Ulp.* 592, 13 (iter ad fundum). *Ulp.* 398, 34 et 608, 13 (opus). *Paul.* 399, 1 (opus, ex quo aqua vicino noccat). frui non meo nomine *Ulp.* 238, 10. frui non potest aliis rebus illigatus *Paul.* 565, 17. Instituit in fundo vineas *Scaev.* 573, 15. percepit fructus *Ulp.* 358, 6 (post lustrum completum). *Paul.* 885, 12. persequitur lupum *Ulp.* 498, 1. prohibuit ingredi, intrare *Marcell.* 587, 34 (dominum an emptorem). *Pap.* 588, 12 (emptorem). reconduxisse videtur taciturnitate utriusque partis *Ulp.* 561, 25. venit ad visitandum dominum *Scaev.* 275, 25. — **2)** *Accusat.* colonom convenit dominus pensionum debitum nomine *Scaev.* 573, 25. cogere ut fundum coleret *Iul.* 568, 2. deicere *Lab.* 588, 34. *Marcell.* 587, 34. *Ulp.* 582, 35. elcere *Scaev.* (573, 25). expellere *Pap.* 588, 12. 34. *Paul.* 571, 5. facere procuratorem *Paul.* 769, 11 (quondam colonom). habere *Paul.* 515, 34. pati *Ulp.* 562, 7 (in fundo esse). 116, 34 (frui). profleri *Ulp.* 932, 11. prohibere *Iul.* 568, 10 (colere). *Afr.* 568, 25 et 34 (frui). *Ulp.* 244, 14 (in fundum venire). recipere in finem suam *Pap.* *eat.* 13 = *Herm.* 557, 3. sequuntur messes eius anni ex forma locationis *Ulp.* 718, 11. subponere emptoris decipiendi causa *Pap.* *eat.* 13 = *Herm.* 557, 1 (imaginarium colonom). *~ ad colones praedictorum se transferre evitandorum maiorum onerum gratia Ulp.* 916, 12. *~ per colones sublatis fructus Scaev.* 228, 25. — **3)** *Genet.* coloni est quid *Paul.* 131, 40. sunt fructus *Afr.* 754, 13. *~ colonus vid.* s. *pag.* 808, 40. hereditas *Afr.* 514, 12. mora *Paul.* 570, 25. colonorum nomine reliquatus *Paul.* 98, 35. — **4)** *Datie.* colono expedit fructum tollere *Iav.* 114, 12. legare usumfructum *Iav.* 111, 3. *Iul.* 225, 21. licet *Gai.* 565, 25 (frui). 21 (relinquere conductionem). *Ulp.* 550, 2 (perfrui ad certum tempus). locare *Paul.* 570, 25. *Paul.* (664, 34). omnia in integro sunt *Paul.* 565, 15. tenetur fuscus *Paul.* 885, 12. colonis lege locationis denuntiatio est, ut innocentem ignem habeant *Ulp.* 560, 9. — **5)** *Abl.* inspiciente colono unsem sustulisti *Lat.* 573, 3. *~ a colonis praestantur Scaev.* (test.) 106, 3 (reditus? *corr.*). *Paul.* 77, 13 (quinquaginta). acceptae mercedes *Ulp.* 192, 22. exigere *Scaev.* 467, 34 (summas). *Pap.* 96, 34 (pecuniam). *Paul.* 99, 1 (quedam). petere *Iul.* 73, 31.

stipulari *Paul.* 664, 34. ~ pro colono esse in agro *Marcian.* 513, 34. ~ sub colono erant praedia *Paul.* 885, 13, 17. ~ sine colonis pars praediorum fuit *Seae.* 587, 26. — (colonus volingquilinus *sim. Lab.* 588, 31. *Pomp.* 511, 18. *Gai.* 565, 32, 31. IV, 153. *Ulp.* 351, 31. 550, 22. 932, 31. *Paul.* 565, 9. 523, 1). — II. *Civis coloniae.* se municipem aut colonum existimans munera civilia suscepturum promisit *Pap.* 904, 34. Div. Antoninus Antiocheus colonos fecit salvis tributis *Paul.* 933, 13. Div. Vespasianus Caesarienses colonos fecit non adiecto, ut et iuris Italici essent *Paul.* 933, 17.

color. uativus, uaturalis, pristinus, quisque *vid. s. h. verb.* I. *proprie.* colores cedunt legato pictoris instrumento legato *Marcian.* 129, 13. *cf. Paul.* III, 6, 63. ~ colorem vestis dicere *Ulp.* 741, 34. 33. 34. 38 (in actione furti). *Paul.* 202, 22. (in rei vindicatione). colorem mutat aqua *Ulp.* 396, 14. perdidit lana *Paul.* 494, 34. colores immittere in aedes *Ulp.* 220, 22. temperare *Paul.* III, 6, 63. ~ est quid alieuius coloris *Ulp.* 93, 33. 34 (purpura et coccus). *Seae.* 111, 33 (lana). — II. *Translatè = relatum, praetextus.* hoc colore (de) inofficioso testamento agitur, quasi *Marcian.* 174, 32. res illo colore defenditur, ut *Marcell.* 175, 11. color quaesitus est *Marcell.* 711, 17 (c. vel titulus donationis). *Ulp.* (Iul.) 433, 2 (ut). 788, 13 (abigentes). opiuo, vel metus vel color, eius qui noluit adire hereditatem inspicitur *Ulp.* 229, 13.

colorius. coloria vestis *Paul.* 155, 17.

colum. colum nivarium, ad praeparationem bibendi comparatum *Pomp.* 152, 12.

columba. columbarum fera est natura *Gai.* 487, 34. columbae, si revertendi animum habere desierint, etiam nostra esse desinunt et sunt occupantur *Gai.* II, 68. quae emitti solent de columbario, veniunt in familiae heriscundae iudicium *Ulp.* (Pomp.) 310, 21. si manum refugiant, domi tamen fugiunt *Ulp.* (Cels.) coll. 12, 7, 10. quae ab aedificiis nostris volant, a nobis possidentur *Paul.* 505, 37.

columbarium. columbae, quae emitti solent de columbario *Ulp.* (Pomp.) 310, 21.

columna. structilis *vid. s. h. verb.* — *Notabiliora.* si res talis erat, ut sine incommodo non posset in ius adderi..., veluti si columna... esset, pars aliqua inde sumebatur (defringebatur) *Gai.* IV, 17, 17. columnas villae esse *Ulp.* 551, 22. columnis aedium per fideicommissum relictis ea tantum ampl. ordo praestari voluit... quae sine domus iniuria auferri possunt *Paul.* 76, 34. hoc prohibetur legari, quod non alias praestari potest, quam ut aedibus

detrahatur subducatur, id est marmora vel columnae *Ulp.* 11, 13. columnas pro traditis haberi, si in re praesenti consenserint *Paul.* 503, 30. — *Ceteri loci:* columna ferebat onus vicinarum aedium *Paul.* (257, 21). columna sustinet tectum porticus ambulatoriae *Ulp.* (269, 32). ~ columnam (columnas) conducere transportandam *Gai.* 566, 6. conicere in aedificium *Pomp.* (522, 30). evincere *Iac.* 521, 32. extergere spongiis *Ulp.* 126, 43. imponere super parietem *Ulp.* 269, 32. promittere (Citiensibus) *Sev. et Anton. Ulp.* 927, 3. *Ulp.* 927, 7. restituere *Paul.* 257, 21. separare ab aedibus *Ulp.* 10, 12. tollere ex monumento *Paul.* I, 21, 8. transferre ad opus publicum *Marcian.* 395, 3. ~ circa columnas reticuli *Ulp.* 551, 30. vela *Ulp.* 126, 43. se occultare *Paul.* 548, 13. 555, 17. ~ columnarum usucapio *Pomp.* (Lab.) 522, 35.

comatus. puellae quas sibi comatas (comites *Bynkershoek*) mulieres exornant *Ulp.* 87, 31.

comburo. *Forma.* comburere *Gai.* II, 151 (obusserit?). *Dig.* 89, 34. 770, 34. ceterum comburere. — *Significatio.* comburere tabulas testamenti *Gai.* II, 151. aedes acervumve frumenti *Gai.* 770, 34. harundines et papyrus comburitur (*del. Mo.*) *Ulp.* (gloss.?) 90, 17. combusta est domus *Paul.* 522, 2. insula *Alf.* 540, 1 (vendita). *Lab.* 588, 3 (quam tibi ex pacto convento licuit vendere). *Pomp.* 5, 2 (legata). — ad comburendum uti virgis carbonibus nucleis olivarum *Ulp.* 90, 2. comburendi causa paratum *Ulp.* 89, 34. 90, 11. comburenda eius causa in stipulam vel spinam ignem immittere *Paul.* 288, 2. comburendi gratia succisae arbores *Ulp.* 90, 2.

comedo. comedit pecus glandem *Ulp.* 333, 7. mulier res divortii tempore *Paul.* 733, 32.

comes. I. *Generaliter.* ante ostium eius conclavis liberi tres et tres liberae cum binis comitibus custodiant *Ed. Ulp.* 741, 20. medico suo et communium expeditionum comiti ita legaverat *Seae.* 157, 13. — II. *De comite matronae vel pueri.* *def. Ulp.* (Lab.) 777, 34. 35. inter comes utique et paedagogi erant *Ulp.* 777, 37. comes abducitur *sim. Ulp.* 771, 31. 775, 1. 777, 34. 35. 36. 37. *Paul.* coll. 2, 5, 4. abducto vel corrupto comite *Paul.* 784, 3. *seve* = V, 4, 14. corrupti comes summo supplicio adficiuntur *Paul.* 784, 31 = V, 4, 14. ~ *cf. Ulp.* 87, 31 (*ex coni.*; *vid. comatus*). — III. *comites legati Caesaris.* *Paul.* 39, 22. 71 *seve* = *Ulp.* 564, 21. 22. legatorum *Mod.* 145, 2. praesidium et proconsulum procuratorumve Caesaris *Paul.* 918, 3. provincias regentis (?) *Macer* 37, 4. eorum qui republicae causa absunt *Herm.* 732, 2. eorum qui imperium potestatemve habent *Ulp.* 817, 2. iudicium *Macer* 830, 11. servi comitum *Ulp.* 846, 31 (*ex coni.*).

si comes salarium petant, idem iuris est, quod in professoribus placet *Ulp.* 929,30.

comesor. *Gai.* 607,36.

comitatus. equestri militia exornatus et in comitatu principum retentus *Pap.* 874,41. in sacro comitatu agere *Ulp.* 896,33.

comiter. conservare maiestatem *Proc.* 886,33 (alterius populi). 33 (nostram).

comitia. testamentum calatis comitiis factum *Gai.* 11, 101. 102. *Ulp.* XX, 2. quae comitia (calata) bis in anno testamentis faciendis destinata erant *Gai.* 11, 101.

comitalis. morbus *Iav.* 618,11. *Ulp.* 774,20.

comitor. comitem accipere debemus eum, qui comitur *Ulp.* 777,33. comita(n)tur mastigophori agonothes in certaminibus *Char.* 915,19. pullus equum *Ulp.* 402,32. *transl.* portio servum (sub condicione heredem institutum et postea manumissum) *Paul.* 886,36. ususfructus proprietatem *Paul.* 672,3.

comma. ride s. choma.

commagenum. unguentum quoddam. *Pomp.* 152,13.

commeatu. I. potestas commendi. si viae publicae exemptus commeatu sit *Ulp.* 575,18. — II. *venia abeundi*, data a) senatoribus: senatores, qui liberum commeatu, id est ubi velint morandi arbitrium, impetraverunt *Paul.* 905,30. b) *municipi*: is qui ultra commeatum abest vel ultra formam commeatui datam *Ulp.* 902,33. 30. c) *militi*: miles commeatu accepto... rei publicae causa abesse non videtur *Iav.* 146,3. *sim.* *Ulp.* 893,3 (qui in commeatu agit). *Paul.* 146,32. commeatu spatium excessit *Paul.* 896,43. si ad diem commeatu quis non veniat *Mod.* 893,30. occurrere intra commeatum *Paul.* 897,3. parissime commeatum dare *Macer (Patern.)* 896,10. d) *exuli*: nemo potest commeatum remeantumve dare exuli nisi imperator *Marcian.* 846,3. — III. *Subsectio frumentii*. cuius opera dolo malo hostes populi Romani commeatu... adiuti erunt *Scaev.* (*Lex. Iul.*) 803,11.

commemoratio. generalis *vid. s. h. verb.* — fit *Scaev.* 106,41 (exigendae satisfactionis). *Paul.* 555,31 (fideicommissae libertatis). habet repetitionis potestatem *Pap.* 235,18 (temporum). ~ commemoratioem facere adulteri criminis in denuntiatione *Ulp.* 809,33. ~ commemoratioem committitur stipulatio *Paul.* 728,2. miscere patrem et filium substitutioni coheredum *Pap.* 858,11 (omnium). cum (*add. Mo.*) commemoratione superioris legati posteriori scriptum est *Val.* 197,17. siue commemoratione loci petitur *Gai.* IV, 53

(*suppl. ex Inst.*). sub commemoratione domus ad filium pertinentis pignori dandae chirographum perscribere *Mod.* 586,15.

commemoro. *Forma.* commemorare *Call.*

919,3. *ceteris locis* commemorare. — *Significatio.*

a) *absolute positum* *Pomp.* 523,31. — b) *aliquid*. ea quae commemorata sunt *Scaev.* 258,11. nihil in venditione super annua pensatione *Pap.* 555,11. portionem hereditariam *Ulp.* 228,11. — c) *de numero annorum in lege* *Call.* 919,3. — d) *sequitur interrogatio indirecta* *Paul.* 720,30. *Char.* 28,10.

commendatio. edictum debet de adventu suo mittere continens commendationem aliquam sui *Ulp.* 32,11. utilitas huius tituli non eget commendatione *Ulp.* 112,3.

commendaticius. commendaticiae litterae *Lab.* 501,36.

commendo. I. *laudare, significare aliquem vel aliquid apud alterum favoris ei petendi vel pretii augendi causa.* a) *aliquem.* *Lab.* 501,36. *Iav.* 846,32. *Scaev.* (*test.*) 256,18 (invice). (*test.*) 451,10. *Ulp.* 286,31 (servum conductum ad mulum regendum). 484,32. 608,3. 73,33. 33. *Paul.* 755,3 (quasi idoneum). *Mod.* (*test.*) 143,13. 11. (*test.*) 440,3 (ne cui alii servant). commendatum habere *Scaev.* (*test.*) 105,11. (*test.*) 452,18. *Ulp.* (*epist.*) 484,31. *RE-LINQVO* et *COMMENDO* nullam fideicommissi pariunt actionem *Paul.* IV, 1, 6. *cf. Ulp.* (73,33. 33). — b) *aliquid.* rationem argumento *Gai.* 684,18. commendatam habere infirmitatem *Gai.* *Scaev.* 106,13. commendandi causa in venditionibus dicere *Flor.* 520,29. *sim.* *Ulp.* 124,40. — II = *probare, convincere.* tutorem suspectum *Ulp.* 554,32. — III = *deponere.* quid est enim aliud commendare quam deponere *Pap.* 476,12. *sim.* *Ulp.* 949,18. *cf.* *Modestinus* libro differentiarum secundo de deposito vel commendato *coll.* 10, 2, 1 et *Paul.* (*coll.* 10, 7, 4). arcam clausam cum veste et instrumentis *Paul.* 476,29. corpus *Ulp.* 351,32. *Paul.* 1, 21, 4. centum nummos *Pap.* (*epist.*) 476,30. res *Paul.* 476,30. 11, 31, 21. *coll.* 10, 7, 4 (custodiendam; commodat *codd.*). tabulas *Paul.* 258,19 (aperiendas, si inpubes obisset). —

commentariensis. acta manu commentariensis adnotanda sunt *Paul.* 883,13. commentarienses pecunia (damnatorum, pannicularia) abuti non debent pati praesides *Ulp.* 855,33.

commentarius. *Forma.* commentarius *Gai.* III, 11, 228. *per notas scriptum* (mentarius) *Gai.* III, 33, 181. *ceteris locis* commentarius. — *Significatio.* hi, primus, proprii, secundus, sequens, verbusus *vid. s. h. verbis.* — I qui (comes) legatorum in commentarium principis delati sunt *Mod.* 145,32.

qui habet commentarios praefecti *Ulp. eat. 222.*
 222. — **II. de libro scriptoria.** verbosos commentarios facere *Gai. 3, 16.* ~ commentario exponere *Gai. II, 1 (suppl.). III, 54.* exsequi *Gai. III, 33.* referre *Gai. II, 145.* III, 17 = coll. 16, 2, 17. III, 181 (?). IV, 85, 153. tradere *Gai. II, 23.* III, 38, IV, 77. ~ in commentariis agere *Gai. III, 33 (suppl.).* scriptum est *Iac. 190, 1 (Gail).* in commentario proponere *Gai. III, 81.* referre *Gai. II, 228.* III, 201.

commenticius. receptum est commenticio iure *Paul. 850, 38.*

commentior. conscios habere se commentitus fuerat *Dir. Fr. Ulp. 842, 14.*

commentum. callidum, invidiosum, turpe *vid. s. h. verb.* — commentum nihili prodest *Ulp. 898, 18.* proficit *Ulp. 808, 37.* ~ commentum admittere *Pap. 806, 39.* coercere *Ulp. 811, 38.* ~ commentio fideicommissum non excludit *Pap. 194, 38 (adoptione).* instigatore esse accusationis *Pap. (sent. praesidis prov.) 86, 1.* ~ pro commentio paniri *Marcian. 880, 38.*

commeo. I = ire, equitare; (nun etiam 'agere' dubium. (*cf. Ulp. 575, 37 et Mod. 260, 18.*) *Cels. 594, 31 (per fundum tuum).* *Ulp. 294, 7 (per itinera).* 10 (in illa via). 11. 575, 3 (ut ea, scil. via, publice itetur commearetur). 13 (per vias). 37 (usus viae ad commearandum corrumpitur, hoc est ad eundem vel agendum). *Paul. V, 6, 2 (opus quo commearantes impediuntur).* 594, 13 (sine ponte). *Mod. 260, 18 (iter est, qua quis eques vel pedes commearare potest).* 829, 13 (qui falso duplicem viam commearavit). — **II.** = commeatum habere, domini permansu abesse. qui forte veluti commearantes transissent *Scav. 131, 18.*

commercium. I. commercium est emendi vendendique invicem ius *Ulp. XIX, 5.* ex iure gentium institutum *Herm. 2, 12.* inter ementem et vendentem *Pomp. 558, 31.* non est locorum publicorum *Pomp. 514, 12.* praediorum Caesaris, quae in formam patrimonii redacta sunt, nisi iussu principis *Ulp. 10, 11, rei Marcian. 589, 21.* datum est peregrinis *Ulp. XIX, 4.* — commercium (non) habere agri *Paul. 48, 23.* fundi *Paul. 48, 23. 38.* rei *Ulp. 10, 11. 654, 3. 18. 11. Paul. 500, 34.* — commercii iure mulier vendita *Pomp. 886, 33.* — quas (res) natura vel gentium ius vel mores civitatis commercio exauerunt (exemerunt *Ital.*), earum nulla venditio est *Paul. 517, 37.* commercio interdicitur alicui *Ulp. XX, 13 (prodigo).* *Paul. 133, 8 (quodammodo minoribus).* (*form.*) III, 4, 7. — **II.** = negotiatio. qui (proxenetae) commercii utiles se exhibent *Ulp. 931, 13.*

commilitum. auxit caritate *Tryph. 900, 1.* ante commilitum factum testamentum *Tryph. 900, 1.*

commilito. commilitonem in militia novit *Marcian. 825, 38.* vulneravit *Men. 895, 38.* ~ ad commilitones confugit (*Vergilius*) *Pomp. 6, 23.* ~ animi aegritudo erga optimos fidelissimosque commilitones *Mand. Coes. Ulp. 867, 11.* — commilitonis filii testamentum adscribere *Marcian. 825, 38.* commilitonum frumentationes *Macer 896, 18.* querellae *Macer. 896, 18.* — commilitoni suo Pamphilum reliquit *Paul. 874, 18.* — a commilitone heres institutus filius familias *Ulp. 897, 38.* *Paul. 654, 30.* hereditas data *Tryph. 900, 8 (ab adgnato c.).* petisse, ut eandem manumitteret *Paul. 874, 18.* a commilitonibus testamenta relicta *Mand. Coes. Ulp. 867, 3.*

comminatio. intercessit *Ulp. 761, 46 (praetoria).* castigari (a praeside) libertum sub comminatione aliqua severitatis oportet *Ulp. 315, 38.*

comminiscor. constitui . . ipsum de se temere commentum *Dir. Fr. Ulp. 842, 14.* aliquid *Ulp. 52, 38.* fraudem *Ulp. 556, 38.* *Paul. (V, 4, 8).* iniuriam *Ulp. 602, 31.* venditionem idcirco, ut donaret *Ulp. 698, 34.* — *passive uncrupat:* pro modo commentae fraudis *Paul. V, 4, 8.*

comminor. comminatur 1) *quis.* praefectus vigilium *Ulp. 31, 17 (severa interlocutione).* praefectus urbi *Ulp. 29, 30.* praetor *Ulp. 761, 46 (ut legitime, fuit centesimae, usurae praestentur).* 795, 8 (graviore usuras infligi ei, scil. tutori). is qui edictum (peremptorium) dedit *Ulp. 173, 6 (etiam absente parte cogitatum se et pronuntiarum).* proconsul *Ulp. 33, 32 (comminari et terrere filium a patre oblatum de plano).* is qui in potestate fuit accusationem (de inefficacio test.) *Paul. 175, 32.* — 2) *quid.* edictum quadrupli poenam *Ulp. 767, 46.* res mortem *Ulp. 785, 13.*

comminus. = *profinus.* quasi recepturus a debitor comminus pecuniam *Pomp. 407, 6.* comminus responderi stipulanti oportet *Ven. 675, 8.*

commisceo. I. *Proprie dictum a) de hominibus:* commixti creditores *Ulp. 556, 2 (legatarii) conuncti disunctive (disiunctive Mo.) Ulp. 7, 13.* commixta familia *Ulp. 897, 9.* — *b) de rebus:* quod eiusdem naturae est ita confusum est atque commixtum, ut deduci et separari non possint *Ulp. 201, 37.* commixta duo quasi capita legis *Scav. 826, 7.* aliarum extrinsecus rerum personarumve causa *Ulp. 698, 16.* frumenta *Ulp. 202, 2.* lana *Aff. 91, 8.* commiscendae partes in computatione legis *Falcidia Paul. 202, 7.* — **II** = stuprum pati. cum uno et altero pecunia accepta commiscuit *Ulp. 662, 32.*

commissorius. lex commissoria vel scil. lex. I. *In emptioibus venditionibus.* a) *Nomin.* in venditionibus adicitur *Ulp.* (530,1). displicebat imperatori *Paul.* 136,31. locum habet *Ulp.* 530,12. — b) *Accus.* commissoriam eligere *Ulp.* 530,12. exercere *Pap. rat.* 3. 4 unde *Ulp.* 530,12. *Ulp.* 530,1. ~ in commissoriam hoc solet convenire at *Ulp.* 530,12. — c) *Genet.* commissoriae legis diversa causa *Pap. rat.* 11 unde *Ulp.* 550,19. potestas *Ulp.* 530,17. — d) *Dat.* commissoriae legi dies praestituta *Herm.* 530,32. renuntiatum *Herm.* 530,31. — e) *Ablat.* lege commissoria dies comprehensus *Scæv.* 530,29. emere *Paul.* 136,12. sentire lucrum *Ulp.* 189,40. vendere *Ulp.* 189,32. venit *Ulp.* 529,32 et 530,2 (fundus). 607,32 (praedium). ~ a commissoria recessum *Scæv.* 530,32. ~ de lege commissoria *Æ* 529,31. interrogatus *Scæv.* 530,32. ~ sub lege commissoria distracti (servi) *Herm.* 210,32. — II. *In re pignoratitia.* de lege commissoria *Paul.* 11, 13, 62.

commissum. I = *delictum.* servorum *Paul.* V, 20, 4 = *coll.* 12, 3, 1. — II = *id quod fisco vindicatur vectigalium nomine.* a) *Nom.* commissum cessat *Marcian.* 407,31. fit adversus leges *Call.* 875,32. commissum vectigalium nomine etiam ad heredem transmittitur *Ulp.* 406,32. — b) *Accus.* in commissum cadere *Marcian.* 406,32. *fr.* 407,31. *fr.* 407,31. incidere *Ulp.* 129,12 (in c. vectigalis). in causam commissi incidere *Marcian.* 407,31. — c) *Genet.* commissi causa *vid.* s. h). persecutio *Ulp.* 406,32. poena *Papir.* 405,3. *Marcian.* 407,1. ratio *Pap.* 405,1. — d) *Dativ.* commissio vindicare *Paul.* 406,1. *Marcian.* 407,32. — e) *Ablat.* commissio tollitur ous impositum (navi) *Scæv.* 573,37. de publicanis et vectigalibus et commissis *Æ* 403,32. — III. *fidei commissum.* *Afr.* 31,32. *Pap.* 267,32. fideique commissum *Ulp.* 116,31. legata fidei vel fideique commissum *Marcian.* 208,32. *Scæv.* 80,32. *Ulp.* 57,32. 893,32. 270,32. 287,32. *Paul.* 544,19. ceteros locos *vid.* s. fideicommissum.

committo. *Forma.* *Perf.* commissi *Gai.* 171,32. 249,32. 487,32. *Marcian.* 209,32. *Scæv.* 551,4. 68,1. 70,1. 79,32. 83,32. *fr.* 86,1. 32. 150,32. *Pap.* 53,32. 54,32. 55,32. 58,32. 198,1. *Call.* 303,32. *Ulp.* 276,32. 439,32. 607,12. 72,32. 234,32. *Paul.* 638,32. 63,32. 448,32. 651,32. 789,32. *Marcian.* 33,32. — *Significatio.* I = *concurrere.* cum arietes vel boves commississent *Ulp.* 276,32. — II *ferre* = *credere, mandare, tradere* (*impetrare*). A. *absoluite.* committi lussit, permisit exercitor *Ulp.* 160,32 (aliciu e nautis). 32. domino committente

(i. e. *permittere*) *Ulp.* (*Trib.*) 279,32. ~ *Ulp.* 404,11 (cui noluit). 499,32 (socio). 20,32 et 73,32 (quasi viro bono). — B. *aliquem.* se committere *Ulp.* 280,32 (tonatori). 662,32 (adulteris vel stupratoribus). 234,32 (additioni hereditatis). 374,32 (praetoriae iurisdictioni). 924,32 (se liberosque suos medicis). ~ *papillum paterno isimico* *Paul.* 11, 27, 1. servum iudici *Herm.* 16,12. *quendam* neque fideiusoribus neque militibus *Ulp.* (*Pius*) 800,32. — C. *aliquid.* hoc arbitrio eius *Paul.* 518,12. *id* (*scil.* *iudicare*) ceteris *Paul.* 166,32. ~ administrationem *Scæv.* 497,32. *Ulp.* 125,32. 308,32. *Paul.* 94,32. *Herm.* (771,2). (*vid.* et partem). arbitrium *Ulp.* 331,11. 924,32. arma militi *Paul.* 897,32. causam suam *Ulp.* 156,10. custodiam *Afr.* 754,32 (argenti vel nummorum). *Ulp.* 671,17. 800,32 (reorum fideiusoribus). *Mod.* 802,32. *fr.* 81. *Herm.* 771,32. defensionem causae emptori *Macer* 865,32. electionem heredi *Ulp.* 13,32. exactionem *Papir.* 924,32 (operum). *Scæv.* 451,32. fidem tutori *Ulp.* 811,32. gestum *Ulp.* 764,32. 704,32. honorem *Ulp.* 913,32. inquisitionem arbitrio cognoscens *Marcian.* 835,32. legionem *Ulp.* 82,32. navem minus idoneis hominibus *Paul.* 203,32. negotia *Paul.* 132,32. nuptias filiae tutori *Paul.* 666,32. partem (administrationis) alteri tutori *Iul.* 807,32. pecuniam *Scæv.* 467,32. *Paul.* 638,32. rationem *Afr.* 396,10 (actionis arbitrio iudicis). *Ulp.* 341,32. rem vel res *Paul.* 635,32. *Tryph.* 477,32. *Ulp.* 127,32. 160,12. 671,12. 760,32. *Mod.* 942,32. rei publicae quid *Ulp.* 913,32. summam rei publicae *Pap.* 903,32. salutem dominorum servorum arbitrio *Paul.* 844,32 = V, 16, 4. *Intei*am *Pap.* 756,32. *Ulp.* 746,19. 749,32. 44. 750,1. 754,32. 760,32. venditionem *Herm.* (771,2). — D. *aliquid faciendum.* negotia aliena agenda *Paul.* I, 4, 6. curandos suos oculos medico *Ulp.* 930,32. rem custodiendam uellegenti amico *Gai.* 640,32. rem iudicandam iudici novo *Ulp.* 918,32. rem quaerendam, non neglegendam nec donandam praetori *Ulp.* 77,32. provinciam regendam *Ulp.* 755,11. — E. *aliquid facere.* non enim alienare ei (procuratori) rem Caesaris, sed diligenter gerere commissum est *Ulp.* 37,32. — F. *fidei committere.* a) in testamentis: fidei (tuae, vestrae *sim.*) committo *Iul.* 904,32. 237,32. *Afr.* 31,32. *Marcian.* 98,32. *Marcell.* 36,32. 149,32. 187,32. 456,1. 56. *Scæv.* 178,11. 66,1. 69,32. 81,32. 84,32. 85,32. 105,32. 113,1. 146,32. 150,32. 169,32. 255,32. 16. 256,32. 452,1. 467,32. *Pap.* 59,32. 12. 247,4. *Ulp.* 234,32. 235,32. 453,32. *Paul.* 65,32. 97,32. 156,32. — b) ceterum de re testamentaria. *SC Trebell.* *Ulp.* 226,11. *Cels.* 42,32. 228,11. *Iul.* 27,32. 28,32. 185,32. 218,11. 237,32. 238,32. 239,32.

333, i. 33. *Afr.* 30, 32. 31, 32. 32, i. 3. 454, 31. 31. *Pius Ulp.* 265, 32. *Gai.* 171, 32. 249, 32. 250, 34 (de hereditate restituenda). 11, 248. (*form.*) 249. *Mae- cian.* 73, 11. 208, 32. 45 (a semet ipso). 209, 3. 32. *Marcell.* 210, 3. 212, i. 30. 31. 224, 30 (*del. Mo.*). 411, 42. 439, 32. 456, 30. *Scaev.* 178, 30. 67, 30. 68, i. 3. 70, i. 3. 79, 34 (restituere). 80, 32. 83, 12. 84, 32. 84, 12. 84, 32. 86, i. 3. 86, 32. 103, 12. 106, 12. 107, 3. 111, 42. 112, 11 (praestare). 32. 113, 3. 12. 147, 34. 150, 32. 163, 3. 164, 2. 169, 12. 170, 34. 196, 30. 221, 34. 249, 12. 254, 12. 32. 255, 14. 32. 256, 30. 257, 3. 32. 258, 3. 265, 3 (dotem dari). 269, 12. 441, i. 450, 32 (de manu mittendi servis). 451, 3. *Flor.* 220, 12. *Pap.* 2, 31. 53, 32. 54, 32. 55, 3. 58, 3. 59, 31. 198, 3. 203, 2. *Call.* 876, 44 (palam). *Ulp.* 22, 12. 829, 32. 870, 12. 32. 15, i. 20, 32. 21, 12. 50, 32. 71, 32 (quem). 32. 72, 12. 82, 32. 75, 12. 117, 4. 234, 12. 236, 12. 272, 32. 453, 30. 11, 7 (*form.*). 9 (ad rem aliquam praestandam). 9 (libertatem). XXV, 2 (*form.*). 10. *Paul.* 227, 37. 555, 31. 874, 12. 903, 12. 54, 31. 63, 32. 65, i. 73, i. 77, 32. 34. 118, 32. 206, i. 258, 37. 448, 3. 826, 12. 882, 32. *Marcian.* 33, 17 (fisci). 12. *Mod.* 177, 31 (fideicommissas libertates). tacitum fidei *Paul.* 884, 30. — c) extra rem testamentarium dictum: urbem nostram fidei tunc *Ser.* *Ulp.* 29, 1. totum fidei eius (*scil.* depositarii) *Ulp.* 469, 12. — III = sub- mittere. cautioni *Paul.* (*Trib.*) 268, 12. suae promissioni *Pap.* 48, 32. — IV = admittere, patrare. a) absolute. *Gai.* 124, 12 (dolo). 815, 42 (dolo malo). *Marc.* et *Comm. Macer* 36, 30. *Ulp.* 860, 32. *Paul.* 208, i. (*corr.*) 668, 12 (clam). — b) quid. hoc. id, quod simil. *Iul.* 710, 12. *Pomp.* 290, 32. 222, 3. *Gai.* 770, 37. 111, 222 (quid atrocius). *Mandat. Princ.* *Call.* 851, 32. *Men.* 895, 17 (aliter quam disciplina communis exigit). *Marc.* et *Comm. Macer* 36, 32. *Tryph.* 136, 3. 953, 32. *Ulp.* 26, 3. 35, 32. 111, 12. 219, 32. 271, 12. 610, 32. 319, 17 (in patrem). 474, 34 (in unum, *scil.* patronum). 765, 30 (vi). 802, 32 (adversus populum Romanum vel adversus securitatem eius). *coll.* 12, 5. 1. *Paul.* 34, 30 (manu). 668, 17 (clam). 647, 32. *coll.* 14, 2, 3. *Marcian.* 833, 30. *Mod.* 907, 3. adulterium *Iul.* 805, 31. *Gai.* 815, 42 (44). *Pap.* 805, 32. 807, 12. 814, 12. 12 (cum incesto). 37. *Tryph.* 136, 3 (stuprum adulteriumve). 815, 32. *Ulp.* 29, 4. 129, 3. 806, 17 (stuprum adulteriumve). 12. 808, 3. 7. 10. 12. 14. 809, 4. *Paul.* 797, 4. *Marcian.* 744, 31. 813, 32. 836, 3. *Mod.* 942, 3. crimen *Ven.* 798, 31. *Ulp.* 813, 3. 845, 32. *Paul.* 409, 32 (stellionatus). 818, 12. *Marcian.* 803, 12 (maiestatis). 832, 3 (pecu- latus). damnum *Gai.* 311, 32. 111, 211. *Ulp.* 387, 2. delictum *Paul.* 167, 37. dolum *Ulp.* 122, 3. 470, 32. 798, 4. 631, 12. facinus *Mandat. Princ.* *Call.* 851, 32. falsum *Marcian.* 823, 12. fraudem *Ulp.* 282, 32. 32.

Mod. 70, 41. furtum *Gai.* 487, 37. 491, 3. 524, 32. 32 = 11. 50. 50. 11, 50. 50. 111, 196. 197. 197. 200. 200. 202. *Ulp.* 391, 12. 439, 30. 644, 30 (f. vel iniuriarum). *Paul.* 742, 32. 11, 31, 27. *Marcian.* 754, 32. *Mod.* 756, 11. incestum *Pap.* 390, 12. *Ulp.* 665, 3. 807, 42. *Paul.* 662, 7. 668, 12. iniuriarum *Gai.* 111, 182. 220. IV, 75. *Ulp.* (644, 30). *coll.* 14, 3, 2. lenocinium *Paul.* 815, 32. maleficium *Tryph.* 345, 31. noxam *Gai.* IV, 77. 77. 78. 78. *Call.* 303, 30. *Ulp.* 166, 32. 297, 12. 607, 12. 32. 382, 12. noxiam *Ulp.* 276, 2. peculatum *Marcell.* 833, 31. *Paul.* 833, 3. *vid. et.* crimen. piaculum *Paul.* I, 21, 4. rixam *Ulp.* 767, 30. scelus *Ulp.* 822, 12. stuprum *Pap.* 805, 42. 814, 17. *Tryph.* (136, 4). *Ulp.* 744, 3. (806, 12). 807, 42. 15 *Marcian.* 744, 30. *Mod.* 814, 3. i. (942, 3). publicam vim *Ulp.* 813, 12. — e) adversus, contra, in legem simil. adversus testamentum *Pomp.* 159, 32. 30. contra leges *Tryph.* 136, 30. contra pactuonem *Paul.* 499, 31. contra senatus consultum *Gai.* 518, 37. in actione *Paul.* (508, 32). in legem *Pomp.* 644, 12 (Aquiliam). *Scaev.* 531, 4 (venditionis). *Pap.* 815, 3 (Iuliam de adulteris). *Call.* 826, 32 (Corneliam). *Tryph.* 889, 12 (Faviam). *Paul.* 694, 12 (Aquiliam). 789, 31. V, 26, 4 (Iuliam de vi privata). *Marcian.* 834, 32 (Fabiam). *Macer* 825, 12. *Mod.* 834, 3 (ambi- 25 bitus). in partem (praecepti arbitri) *Ulp.* 154, 30. in poenam *Gai.* 43, 32 (edicti). *Ulp.* 154, 32 (in de- lendum?). *Paul.* 556, 31 (in del.). in senatus con- sultum *Ulp.* 432, 3. — V. committere edic- tum, poenam, stipulationem simil. = facere aliquid, quo edictum, poena, stipulatio vim habere incipiat. stipulatio committitur = id quod promissum est praestari debet, condicio exstitit. com- mittitur cautio *Marcian.* 33, 32. clausula *Iul.* 734, 37 (doli). *Ven.* 730, 30. *Scaev.* 731, 3. 4 (rei iudi- 30 catae). *Ulp.* 88, 3 (stipulationis). 729, 32. condicio *Pap.* (731, 12; *corr.*). committere edictum *Ulp.* 279, 32. 281, 32. 282, 12. 298, 30. *Paul.* 37, 12. 282, 32. committitur edictum *Ulp.* 282, 12. 289, 12. 290, 12. commissio edicto *Scaev.* 101, i. 7. *Ulp.* 281, 4. 30. 32. 282, 7. 12. 297, 32. committitur lex (commissoria) 40 *Ulp.* 530, 11. cf. *Paul.* 136, 12 (dies committendi). 21. committitur multa testamento *Pomp.* 182, 31. obligatio *Iul.* 680, 32 (Maevio). *Pomp.* 159, 42. *Paul.* 363, 32. 652, 4. committere piaculum *Paul.* (I, 21, 4). poenam *Cels.* 158, 32. *Pomp.* 651, 34. *Gai.* IV, 183. *Ulp.* (154, 32?). 155, 31. *Paul.* (556, 31?). 651, 3. 5. *Mod.* 158, 32. poena committitur *Lab.* 644, 12. *Proc.* 668, 12. 31. 34. *Jar.* 158, 31. 32 (ad poe- 45 nam committendam). *Pomp.* 159, 2. 4. 5. *Afr.* 644, 4. 3. 7. *Scaev.* 159, 12. 21. 32. 671, 32. 34. *Pap.* 159, 12. *Call.* 159, 3. *Ulp.* 56, 3. 98, 17 (poena committendae actio). 149, 30. 150, 12. 153, 32. 32. 154, 12. 11. 21. 32. 32.

155, 14. 18. 22. 28. 33. 35. 36. 395, 21. 632, 18. 650, 58. 656, 17. 660, 11. *Paul.* 102, 21. 155, 9. 156, 3 (p. committenda est). 15. 157, 8. 22. 158, 13. 16. 17. 189, 37. 315, 11. 328, 10 (legis Fabiae). 650, 43. 657, 3. 662, 3. 664, 13. committere stipulationem *Afr.* 659, 38 (committit condicio). *Pap.* 717, 4. *rat.* 10 (committit sententia). *Ulp.* 699, 38 (existens condicio committit stipulationem). 706, 16. *Paul.* 103, 23. stipulatio committitur *Iar.* 192, 59. *Ner.* 727, 14. *Iul.* 56, 36. 625, 12. 173, 38. 185, 34. 378, 13. 14. 699, 39. 734, 23. 80. 82. *Pomp.* 621, 23. 622, 33. 667, 40. 43. 700, 59. 733, 13. 34. 23. 56, 37. *Afr.* 623, 4. 644, 3. 659, 38. 58. 735, 13. 23. *Ven.* 771, 10. 12. 13. 15. 730, 29. 732, 3. 16. *Gai.* 628, 32. 323, 34. 729, 10. 16. 11. 11. 13. *Sever.* 671, 37. 674, 3. 8. 730, 34. 39. 731, 34. *Pap.* 630, 12. 635, 22 (dett.). 636, 4. 691, 12. 195, 39. 204, 19. 668, 38. 46. 670, 1. 671, 38. 43. 731, 11. 18. 37. *Ulp.* 51, 2. 56, 4. 89, 8. 11. 13. 13. 90, 29. 154, 13. 156, 1. 7. 172, 27. 247, 30. 33. 38. 248, 1. 10. 12. 14. 16. 321, 2. 2. 554, 12. 622, 12. 14. 17. 19. 30. 27. 39. 623, 21. 21. 624, 16. 627, 13. 31. 628, 4. 8. 11. 731, 32. 215, 8. 222, 13. 19. 223, 33 (corr. 1). 224, 5. 3. 7. 8. 263, 34. 293, 38. 379, 43. 380, 4. 383, 33. 384, 38. 389, 50. 37. 390, 4. 8. 10. 10. 11. 30. 560, 50. 601, 38. 633, 13. 655, 3. 1. 8. 11. 17. 656, 1. 8. 662, 37. 691, 32. 699, 34. 706, 18. 726, 33. 58. 59. 30. 33. 727, 33. 728, 1. 1. 7. 10. 12. 14. 13. 16. 25. 36. 37. 38. 39. 34. (stipulationis nullam partem). 729, 3. 37. 55. 59. 47. 48. 49. 44. 730, 3. 732, 38. 966, 31. *Paul.* 56, 14. 20. 88, 3. 93, 27. 158, 3. 315, 8. 319, 28. 369, 33. 493, 13. 535, 1. 617, 8. 624, 36. 625, 36. 41. 628, 23. 631, 30. 33. 33. 636, 27. 637, 22. 713, 9. 728, 3. 269, 1. 378, 3. 650, 53. 38. 34. 673, 31. 34. 39. 98. 30. 58. 725, 17. 37. 33. 732, 36. 44. 733, 3. 8. 6. *Marcian.* 175, 1. *Mod.* 681, 31. — **VI.** committi (in publicum) = *fisco* vindicari. committitur in publicum fundus *Afr.* 463, 20. praedia *Paul.* 102, 23. *U.* quod commissum est *Ulp.* 406, 33. commissis mercibus *Paul.* 403, 34. mancipiis *Marcian.* 407, 3. — **C.** *Loc. singul.* committere in pro socio actione *Paul.* 508, 33.

commodator. habet legis Aquiliae actionem *Ulp.* 403, 37. 30. potest furti agere *Ulp.* 740, 10. servus commodatarius *Paul.* 751, 38.

commodatum. I. id, quod utendum datum est, res commodata. commodatum accipere *Iul.* 524, 1. *Pomp.* 404, 12. *Ulp.* 401, 22. 402, 7. 403, 10. 13. dare aestimatum *Ulp.* 700, 25. reddere *Marcell.* 510, 14. *Ulp.* 401, 30. reposcere *Marcell.* (510, 14). rogare *Ulp.* 402, 14. 21. *Paul.* 406, 20. suscipere *Ulp.* 613, 4. — **II.** contractus commodati. **A.** *Nominat.* commodatum transit in proprium nomen contractus *Ulp.* 63, 16. (non) est quid commodatum *Pap.* 575, 8. *Paul.* 357, 14. non fuit gratuitum *Ulp.* 578, 19. non constituit in pupilli per-

sona sine tutoris auctoritate *Ulp.* 401, 12. continet solam utilitatem eius cui commodatur *Ulp.* 402, 2. *cf. Afr.* (753, 42). *Mod. coll.* (10, 2. 1). recipit dolum et culpam *Ulp.* 958, 13. — **B.** *Accusat.* commodatum rogare, suscipere *vid. s. I.* *U.* circa commodatum *Afr.* 753, 42. *U.* inter commodatum et utendum datum interesse *Ulp.* (*Lab.*) 401, 8. — **C.** *Genetiv.* commodati vel contra *ff.* 401, 4. commodati actio *Iar.* 756, 3. *Iul.* 475, 12. 643, 14. *Pomp.* 393, 8. 9. 404, 25. 580, 3. 642, 39 (*seil.* actio). *Afr.* 406, 18. *Gai.* 443, 19. IV, 33. 59. *Marcell.* 404, 36. *Ulp.* 172, 25. 401, 12. 18 (utilis). 37. 403, 2. 4. 8 (*seil.* actio). 38. 404, 31. 578, 18. 797, 41. *Paul.* 401, 15. 404, 38 (contraria). 406, 23 et 22 (contraria). 642, 30. 645, 22. 27. 38. 751, 58. 59. II, 4. 3. V, 6. 40 (civilis). agere *Iar.* 756, 3. 3. *Iul.* 475, 11. *Afr.* 406, 18. *Ulp.* 403, 19. 20. 578, 3. *Paul.* 404, 20. 405, 12. 751, 58. causa *Ulp.* 403, 41. condemnari *Pomp.* 404, 30. contractus *Ulp.* 72, 36. *Mod. coll.* 10, 2. 1. conveniri *Ulp.* 403, 31. damnum *Mod. coll.* 10, 2. 4. fideiussor *Pomp.* 686, 2. formulae *Gai.* IV, 47. 47. iudicium *Afr.* 406, 13. (contrarium). *Gai.* IV, 62 (*suppl. ex Inst.*; *verecor ut recte*). *Marcell.* 536, 13. *Paul.* 502, 33. *Mod. coll.* 10, 2. 1. mentionem facere *Ulp.* 401, 7. liberari *Iul.* 753, 3. modum finemque praescribere *Paul.* 404, 41. obligari *Ulp.* 740, 19 (*ex con. Mo.*). teneri *Pomp.* 406, 29. 756, 38. *Ulp.* 402, 12. 23. 21. 28. 797, 39 (*juiste* fiducia?). *Paul.* 741, 1. — **D.** *Dative.* commodato simile est precarium *Ulp.* 611, 34. — **E.** *Ablat.* commodato duo rei feri possunt *Pap.* 678, 38 (*ex suppl.*). *U.* de commodato *Paul.* II, 4 *ff.* idem *Iar.* 157, 8. edicere *Ulp.* 357, 10. *U.* ex commodato *Pap.* 516, 1 (*corr.*). *U.* in commodato idem dicendum *Pomp.* 404, 36. praestandi sunt fructus *Paul.* 641, 37. pactio ne dolum praestetur rata non est *Paul.* 404, 37. venit dolum et culpa *Ulp.* 409, 21. — (commodatum et depositum *Iul.* 475, 12. 524, 1. 643, 14. *Pomp.* 393, 3. 642, 39. 686, 3. *Gai.* 443, 19. IV, 47. 59. *Marcell.* 536, 13. *Pap.* 575, 8. 516, 4. 678, 38. *Ulp.* 63, 16. 72, 36. 172, 25. 797, 39. 41. *Paul.* 357, 14. 502, 23. 641, 37. 642, 30. II, 4 *ff.* *Mod. coll.* 10, 2. 2).

commode. aequae, minus, parum, satis, tam *vid. s. h. verb.* — **I.** *Positivus.* commode dici *Paul.* 625, 39. explicare *Paul.* 487, 26. id facere per alteram partem posse (*els.* 251, 2 (aeque commode)). frui corrupto itinere aut agi potest *Ulp.* 593, 33. gerere negotium *Iar.* 491, 19. habitare posse *Ulp.* 392, 18. nubere posse *alii Gai.* 192, 11. referre argentum domi posse *Ulp.* 403, 16. retinere matrimonium potest *Gai.* 713, 30. statuitur *Iul.* 185, 16. uti parte cenaculi *Afr.* 566, 16. uti posse

Ulp. 349, 3 (servitute). 153, 11 (argento). 593, 33 (itinere vel actn). — II. *Comparativus*. commodi negotium per me possim conficere *Afr.* 109, 1. constitui *Iul.* 120, 13. ipse (tutor), qui scriptura continetur, a praetore dabitur *Tryph.* 750, 30. dicitur *Gai.* 171, 33. *Paul.* 517, 33. 551, 44. in fundi possessionem mittendum quam bona eius possideri *Ulp.* 548, 33. — III. *Superlativus*. commodissime dici *Ulp.* 472, 11. fieri posso *Ulp.* 548, 33. ita heres instituitur *Pomp.* 820, 33. illa forma servanda est *Paul.* 493, 16. statuitur *Tryph.* 870, 1. sufficit *Tryph.* 229, 33.

commoditas. rei *Ulp.* 266, 13. pro commoditatibus rei suae administrandae aes alienum tardius exsolvit *Scaev.* 450, 33.

commodo. I. *utendum dare*. quod quis commodasse dicitur, de eo iudicium dabo *Ed.* *Ulp.* 401, 3. voluntatis et officii magis quam necessitatis est commodare *Paul.* 404, 11. non potest commodari id quod usu consumitur *Ulp.* 401, 30. ant res soli *Ulp.* (401, 3). nemo commodando rem facit eius cui commodat *Ulp.* 404, 3. 1. commodare possumus etiam alienam rem, quam possidemus *Paul.* 404, 33. rei commodatae et possessionem et proprietatem retinemus *Pomp.* 404, 1. *cf. Paul.* 506, 1. 512, 13. per eos . . quibus commodaverimus, ipsi possidere videmus *Gai.* IV, 153. commodando posse soli ei adquiri qui iussit *Pomp.* (Trib.) 681, 13. in rebus commodatis diligentia praestanda est *Gai.* 405, 17. *Ulp.* 402, 31. custodia et diligentia *Paul.* II, 4, 3. (538, 37). — is qui commodavit *Afr.* 754, 3. *Gai.* 405, 33. 751, 33 (quod ntendum accepit ipse alii). *cf. Paul.* (512, 13). commodantis ntilitas *Afr.* 754, 3. postquam commodavit *Paul.* 404, 2. sua causa *Ulp.* 402, 34. fur vel praedo *Marcell.* 404, 33. uxor viri rem *Ulp.* 733, 13. ex meo aquaeductu *Pomp.* 262, 1 (lectio incerta). — is cui commodatur *Pomp.* 160, 3. 686, 7. *Ulp.* 402, 3. (404, 17 ex con.). 739, 33. *Paul.* 384, 33. scaenicis praetor Indos edens *Ulp.* 403, 1. ipsi praetori quis *Ulp.* 403, 1. ancillae vel filiae familias *Ulp.* 401, 37. filio familias servove *Ulp.* 401, 33. — aliquid *Paul.* V, 16, 1 (per servum sine cautione). quid *Iul.* 524, 3. argentum *Alf.* 154, 13 (ad ludos). *Iav.* 157, 7. *Iul.* 406, 3. *Gai.* 405, 33. 27. artifices *Ulp.* 128, 3. bovem *Ulp.* 578, 17. carrucam vel lecticam *Paul.* 405, 13. codicem *Ulp.* 402, 33. 33. equam quam pullus comitabatur *Ulp.* 402, 33. equum *Iav.* 293, 30. *Pomp.* 406, 37. 30. *Gai.* III, 196. *Ulp.* 402, 13. 16. *Paul.* (II, 4, 3). ferramenta ad effringendum ostium vel armarium *Gai.* 752, 30. habitationem *Ulp.* 401, 11. hominem *Pap.* 516, 3. *Ulp.* 402, 11. homines *Ulp.*

816, 30. *Paul.* V, 26, 3. iumenta *Ulp.* 740, 13. *Paul.* 746, 4. lanceum *Ulp.* 403, 13. lecticum vid. carrucam. magidem *Paul.* 384, 33. pecunias *Gai.* 401, 33. *Ulp.* 360, 33 (quasi commodatam). pondera maiora *Ulp.* 751, 1. *Paul.* 123, 4. e. pugillares *Paul.* 405, 7. rem, res *Iav.* 756, 7. *Ulp.* 524, 3. 530, 33. 643, 13. 752, 30. 753, 7. 3. *Pomp.* 331, 30. 404, 31. *Afr.* 406, 12. 30 (periculo tuo utendum). *Gai.* 405, 33. 33. 490, 33. 619, 13. 640, 1. III, 206. *Marcell.* 755, 33 (hereditarium). *Pap.* 678, 33 (eandem duobus). *Ulp.* 203, 2. 401, 3 (mobilem). 404, 3. 31. 31. 473, 4 (del. Mo.). 723, (10). 19. 30. 799, 30. 271, 14. 584, 33. 611, 33. 739, 33. 740, 3. 3. 10. 13. 17. 748, 33. 766, 30. *Paul.* 186, 30. 277, 13. (404, 33). 405, 11. 538, 7. 736, 12. 517, 30. 645, 31. 740, 33. II, 4, 2. *coll.* 10, 7, 4 (apud aliquem custodiendam; commendat Mo.). *Mod. coll.* 10, 2, 5. res commodata dicitur et quae soli est *Ulp.* 401, 10. res commodatae veniunt in hereditatis petitione *Paul.* 186, 33. 1. rem commodatam accipere *Gai.* (405, 30). *Ulp.* 404, 3. alienavit heres *Gai.* 524, 33. amittere facto incendio ruina naufragio ant quo alio simili caso *Paul.* II, 4, 2. deducere in actionem *Gai.* 478, 33. distraxit heres *Ulp.* 473, 3 (del. Mo.). donavit heres *Gai.* (II, 50). emere *Ulp.* 213, 33. facere deteriorem *Gai.* 405, 33. facere salvam *Ulp.* 402, 3 fere = *Paul.* II, 4, 2. perdere *Paul.* 405, 14. recipere *Ulp.* (404, 10). reddere *Ulp.* 401, 13. 797, 33. referre *Ulp.* 404, 17. repetere *Ulp.* 404, 16. sequitur res *Ulp.* 402, 31. subripere *Paul.* 751, 33. vendidit heres *Gai.* II, 50. 1. circa rem commodatam dolo facere *Ulp.* 739, 33. 1. in rem commodatam impendere ob morbum vel aliam rationem *Paul.* II, 4, 1. facere impensas *Iul.* 753, 13 (necessarias). *Paul.* 741, 1. 1. rei commodatae et possessionem et proprietatem retinemus *Pomp.* (404, 1). usum auferre *Paul.* 405, 1. 1. rei commodatae praestare custodiam diligentem *Ulp.* 402, 10. custodiam et diligentiam *Paul.* II, 4, 3. rei re commodata uti *Pomp.* 393, 7. *Ulp.* 611, 33. uti aliter atque accepit *sim. Pomp.* 756, 33. *Gai.* III, 197. *Ulp.* 402, 33. 29. 1. de re commodata idem *Ulp.* 760, 33. 1. ex re commodata lucrum sentire furti agendo *Ulp.* 403, 33. 1. in re commodata competit furti actio ei cui commodata est *Ulp.* 740, 13. dolo aliquid minor fecit *Ulp.* 129, 2. praestanda est diligentia *Gai.* (405, 17). *Ulp.* (402, 31). praestare dolum solum *Ulp.* 402, 33. — commodare scalam ad ascendendum *Gai.* 752, 11. servum *Afr.* 412, 13. *Ulp.* 402, 13 (vinctam). 17 (tectorem). 13. 22 (lapidario). 403, 11 (cnm lance). 606, 10. 840, 30. 740, 14. 17. *Paul.* 301, 13. 406, 22. 33. II, 4, 3. tigna ad fulciendum insulam *Paul.* 405, 3. 10. vasa vitiosa *Gai.* 405, 33. vehi-

culum duobus *Ulp.* 403, 32. *sc.* vestem *Ulp.* 221, 17 (scaenicam). 740, 12. vestimenta *Ulp.* 280, 31. 402, 30. 748, 37. *Paul.* 378, 35 (utenda). 645, 38. — ¶ *locus corruptus*: *Ulp.* 404, 17. — (commodare et deponere *Iav.* 157, 1. *Iul.* 524, 3. l. 530, 11. 643, 13. *Pomp.* 331, 26. 393, 7. 160, 3. 681, 13. 686, 7. 756, 38. *Afr.* 412, 13. *Gai.* 405, 30. 490, 33. 524, 30. 619, 13. II, 50. IV, 153. *Pap.* 678, 36. *Ulp.* 129, 2. 203, 2. 213, 30. 404, 16. 473, 3. l. 797, 30. 799, 30. 271, 14. 584, 37. 760, 30. *Paul.* 186, 28. 301, 13. 506, 3. V, 16, 1). — II = accommodare. fidem suam amico *Iav.* 344, 37.

commodum. aliquid, extraordinarium, grande, hereditarium, omne, privatum, proprium, publicum; emptoris, furiosi, heredom, mulieris, partus, patroni, possessoris, principii, pupilli, venditoris; actionum, collationis, coloniae, contractus, dotis, hereditatis, lapidinarum, legatorum, legis Falcidia, municipii, patronatus, personae, pignoris, praemiorum, praescriptionis, quartae, rei, rei venditae, representationis, rerum, senatus consulti, separationis, temporis, testamenti, victoriae, utendi *vid. s. h. verb.* Carboniani *Ulp.* 304, 37. Falcidia *Marcian.* 240, 39. Tertullianum *Ulp.* 370, 4. — I. = *emolumentum, utilitas*. A. *Nomin.* commodum est alicuius *Proc.* 275, 3. *Paul.* 486, 36. 828, 39. alicuius esse debet *Paul.* 539, 31. 202, 31. est commune aequis ex partibus inter eos *Gai.* III, 150. est saluum *Iul.* 280, 31. *Gai.* 894, 38. *Ulp.* 45, 32. est representationis in dote relegata *Ulp.* 115, 34. est facultas (dandi) personae c. incommodumque, non rerum quae promittuntur *Ven.* 675, 33. ~ accedit *Cels.* 273, 22. *Ulp.* 282, 27 (del. *Mo.*). (500, 31. 30). 585, 33 (quidquid commodi). competit *Ulp.* 691, 12. *Paul.* (caducum *Paul.*) 164, 31. fit *Gai.* (Trib.) 598, 27. pertinet ad *Ulp.* 526, 37 = 607, 3 (Iul.). 158, 11. 229, 1. l. 606, 36. *Paul.* 719, 17. *Macer* 896, 34. pervenit *Pomp.* 955, 13. *Clem.* (caducum *Clem.*) 161, 34. *Paul.* 164, 38. praestat quod ei pater fam. dari voluit *Flor.* 220, 33. remanet apud aliquem *Gai.* II, 255. respicit ad *Ulp.* 675, 4. sequitur aliquem *Paul.* 957, 34. venit in actione *Ulp.* 269, 13. versatur *Afr.* 31, 35. 754, 1. *Paul.* 201, 33. — B. *Accusat.* commodum, commodum accipere *Proc.* 634, 22. adquirere *Pomp.* 957, 37. *Marcell.* not. ad *Pomp.* 884, 3. *Ulp.* 19, 31. amittere *Ulp.* 557, 1. 574, 34. auferre *Paul.* (735, 31). 599, 34 (appellendi pecus vel haerendi aequum). captare *Call.* 141, 4. cogitare *Ulp.* 72, 19. communicare *Ven.* 310, 3 (victoriae; Trib.) *Gai.* 312, 22. *Ulp.* XXV, 15. *Paul.* 508, 29. compensare *Ulp.* 500, 32. 29. computare *Paul.* 211, 7. consequi *Afr.* 324, 46 (quantum commodi). *Ulp.* 646, 27. 238, 3. *Ulp.* 72, 36 (563, 37). dare *Scaev.* 145, 37? debere *Paul.* 63, 3. deducere *Ulp.* 723, 2. defendere *Paul.* 93, 13. habet

quis Gai. (894, 30). *Tryph.* 338, 3. *Ulp.* (269, 15. 229, 1). 304, 33. 339, 34. 370, 4. *Paul.* 187, 33. 290, 4. (964, 7). habet *quid*: bona *Iav.* 940, 37 (plus incommodi quam commodi). bonorum possessio *Gai.* 276, 34 (plus incommodi quam commodi). Carboniana possessio *Ulp.* 306, 3. ~ commodum sua lavare pupilli pecunia *Tryph.* 771, 30. commodum numerare in fructibus *Gai.* 638, 29. observare *Ulp.* 116, 17. omittere *Ulp.* 699, 13. parare *Tryph.* 180, 11. percipere *Gai.* III, 206 (utendi). praepondere *Pap.* 806, 31. praestare *Gai.* II, 155. *Ulp.* 641, 13 (plus commodi). 563, 17. quaerere *Pap.* 2, 37. *Paul.* 888, 13. relinquere *Paul.* 964, 7 (plus commodi). restituere *Ulp.* 291, 34. sentire *Pomp.* 706, 3. *Maecian.* 253, 12. *Marcell.* 711, 13 (aliquid commodi). *Val.* 104, 46. *Ulp.* 422, 13. (Trib.) 546, 13. 72, 13. (116, 3). 562, 30. *Paul.* 848, 13 (nihil commodi). 903, 17. II, 8, 1. suscipere *Ulp.* 275, 11. tribuere *Ulp.* 275, 3. vindicare sibi *Ulp.* 35, 30. ~ ad commodum pertinet *Ulp.* 375, 37. 595, 33. *Paul.* 539, 30. ad suum c. pervenire *Mod.* 596, 13. ~ contra commodum facere *Gai.* 775, 3. *Ulp.* 253, 31. producere ad severitatem durioris interpretatione, quae salubriter pro utilitate hominum introducuntur *Mod.* 13, 13. ~ propter commodum *Paul.* 201, 33. — C. *Genetiv.* (commodi aliquid *vid.* sentire; nihil *vid.* sentire; plus *vid.* habere, praestare, relinquere; quantum *vid.* consequi; quidquid *vid.* accedit). commodi rationem habere *Ulp.* 723, 4. *Paul.* 735, 21. spem habere *Paul.* 549, 13. ~ commodi causa abesse *Ulp.* 146, 24. 921, 43. suscipere officium *Afr.* 753, 37. — D. *Dativ.* commodum cedere *Marcell.* 40, 37. *Tryph.* 685, 10. *Ulp.* 287, 33. consulere *Paul.* 635, 35. proficere *Scaev.* 66, 13. studere *Ulp.* 99, 29. commodis privatorum praefertur contemplatio publicae utilitatis *Paul.* II, 19, 2 (ex cont.). — E. *Ablat.* commodum, commodis abstinere *Ulp.* 500, 30. arceri *Ulp.* 229, 12. carere *Ulp.* 232, 1. *Marcian.* 316, 3. defraudari *Paul.* (Trib.) 726, 34. fraudare *Val.* 252, 34. frui *Marcus Ulp.* rat. 195. *Ulp.* 478, 33. 906, 13. fungi *Ulp.* 172, 30. 589, 3. prohiberi *Iul.* 239, 13. uti *Iul.* 238, 33. *Ulp.* 546, 12. 229, 10. *Marcian.* 240, 39. ~ a commodo excludi *Dir. Fr. Ulp.* 295, 37. *Ulp.* 346, 13. summovere *Pap.* 193, 3. ~ cum commodo compensare *Ulp.* 396, 46. ~ de commodo *P* 538, 2. de commodis quaeritur *Paul.* 15, 37. ~ ex commodo aestimare fideicommissum *Ulp.* 116, 13. fideicommittere *Ulp.* 117, 3. sentire *Ulp.* 116, 43. ~ in commodo lex Falcidia locum habebit *Paul.* 201, 34. ~ pro commodo cedere actionem *Maecian.* 253, 37. petere *Paul.* 63, 37. — (commodum et incommodum *Iav.* 940, 38. *Ven.* 675, 33. *Gai.* 312, 25. 276, 37. II,

155. III, 150. *Ulp.* 526, 37 *ferè* = 607, 3 (*Iul.*). 585, 30. 275, 3. II. 396, 40. 606, 40. XXV, 15. *Paul.* 539, 30. 957, 11, 8, 1). — II = *reditus, fructus, usurae*. pecunia (militiae) cum suis commodis *Cels.* 41, 14. comoda, quae ex tribu consecutus fuisset *Scaev.* 80, 8. ratio primpilli commodorum *Pap.* 168, 17. *cf.* 18 (pecunia commodorum). si. comoda praemiorum, quae propter coronas sacras praestantur *Pap.* 541, 1. commodorum comoda et usurae usurarum *Ulp.* 922, 33, 35. — III = *oportunitas, commoditas*. ex comodo edere operas *Iul.* 324, 23 (patroni). peragere iter *Ner.* 917, 5. tollere vasa vinaria *Gai.* 538, 32 (venditoris). veneunt vina *Scaev.* 125, 3 (ex eo comodo *codd.*).

commodus. I. *Positivus*. comoda alimenta *Scaev.* 145, 33 (*corr.* 3). domus *Lab.* (*Trib.* 1) 572, 25. habitatio *Ulp.* (*Trib.* 1) 559, 30. — com modum est *sequente Infinitivo Activi*: *Paul.* 262, 34. cum commodum erit *Proc.* 944, 13, 33. — II. *Comparativus*. commodior condicio *Gai.* 197, 5. locus *Marcian.* 355, 10. commodius ius *Gai.* IV, 31. — quatenus commodius est *Ulp.* 706, 7. quod commodius est *Gai.* 240, 6. commodius est *sequente Infinitivo Activi*: *Ven.* 726, 3. *Paul.* 419, 12. *Accusat. c. Inf.* *Act.*: *Iul.* 482, 1. *Gai.* 205, 31. *Pass.*: *Gai.* I, 134. II, 146. *Pap.* 558, 3. *Paul.* 168, 14. 342, 1. et *Act.* et *Pass.*: *Ulp.* 538, 29. — III. *Superlativus*. cum commodissimum esset *Lab.* 686, 11. — commodissimum est *sequente Infinitivo Activi*: *Iul.* 658, 2. *Accus. c. Inf. Activi*: *Iul.* 294, 33. *Passivi*: *Iul.* 173, 13. 481, 33. *Scaev.* 751, 18. *Dir. Fr.* *Ulp.* 740, 30. *Ulp.* 662, 18.

commoneo. commoneandi causa mittere (servum) *Ulp.* 404, 17.

commorior. de commorientibus (*scil.* viro et uxore) oratio non sensit *Ulp.* 707, 36.

commoror. in alio (aliquo *Mo.*) loco *Ner.* 917, 3. neque hic quam illic minus frequenter *Ulp.* 906, 18. in quaque regione *Paul.* (*Trib.* 1) 129, 34.

commoreo. commota feritate necuit quadrupes *Ulp.* 276, 10. ~ commotus quis imminente periculo donat *Ulp.* 415, 7. iusto odio testator voluit exheredatos sepeliri in sepulchro familiari aut hereditario *Ulp.* 349, 33.

commundo. est aliqua ex somno statim ornata, non tamen commundata *Ulp.* 153, 36.

communicatio. iusta damni ex maleficio *Ulp.* 796, 31. nuptiae sunt . . divini et humani iuris communicatio *Mod.* 657, 39.

communio. I. *Communem reddere cum aliquo vel inter aliquos*. res legata vel per fideicommissum relicta (duobus) non communi-

candi animo, sed utrique in solidum *Ulp.* 76, 18. — *aliquid*: quod uni ex coheredibus statulibet conditionis implenda nomine dedit de peculio *Ulp.* 313, 39. quidquid fuerit de societate nostra consecutus *Ulp.* 500, 11 (cum illo qui eum adsumpsit). *cf.* 14 (cum eo). quod servo communi legatum est a socio *Ulp.* 508, 3 (cum herede socii). *cf.* 5. id quod quis non propter societatem sed propter suam partem adquisierit *Ulp.* 508, 7. si quid post renuntiationem adquisierit *Paul.* 508, 30. quidquid ex condemnatione in rem ipsius redactum fuerit *Mod.* 818, 56 (inter eos). — actionem indicati *Ven.* 310, 10. administrationem *Ulp.* 764, 39 (cum eo). aream *Ulp.* 577, 17. argentum *vid.* plumbum. comoda et incommoda *Gai.* 312, 21 (inter eos). *Ulp.* XXV, 15 (hereditatis). commodum victoriae *Ven.* (*Trib.* 1) 310, 9. *Paul.* 508, 29. cursores et vernas *Paul.* (*Trib.* 1) 99, 36. damnum *vid.* lucrum. detrimentum pro portione *Paul.* 419, 2. emptionem *Scaev.* (*test.*) 84, 34. fructus *Paul.* 641, 25. frumenta commixta *Ulp.* 202, 4. fundum *Ulp.* 503, 38 (mecum). lucrum *Gai.* III, 151. damnum et lucrum *Ulp.* XXV, 15. *Paul.* II, 16 (inter socios). mulsam ex melle meo, vino tuo factam *Ulp.* 202, 5. periculum *Ulp.* 763, 21 (cum prioribus tutoribus). plumbum cum argento mixtum *Ulp.* 202, 7. praedia duo *Paul.* 263, 11 (inter eosdem). pretium *Ulp.* 577, 12 (inter nos). *cf.* (17). *Paul.* 510, 6. quadrigam *Ulp.* 506, 2. rem *Paul.* 511, 16. res quae coeuntium sunt *Paul.* 498, 14. servum noxae deditum *Paul.* 300, 15. universam substantiam *Scaev.* (*test.*) 256, 18 (eis). vernas *vid.* cursores. vicarium vicarii *Ulp.* 134, 3. usumfructum *Ulp.* 233, 11. 311, 1. *Mod.* 109, 34 (inter eos). — II. *Partem dare*. quod extraneis non praestatur, cum eo qui c. t. petit *Ulp.* 287, 39. quod acceptati *Paul.* 550, 17. pecuniam *Pap.* 135, 6. — III. *Exaequare*. agere ad communicandas partes inter eos, id est exaequandas *Ulp.* 507, 31. rem ob compensationem mutui criminis inter utroque communicare *Ulp.* 808, 3 (*ex constit.* *Antonini ab Augustino de coniugis adulteris* 2, 7 *ed. Bened.* 6, 1 p. 408 *ex codice Gregoriano allata*, ubi legitur compungere).

communio. foeda, turpis *vid. s. h. verb.* — in singulis nummis communio pro indiviso *Pap.* 716, 17. — communio bonorum *Scaev.* 256, 18. damni *vid.* lucri. delictorum *Ulp.* 505, 19. iuris *Paul.* 328, 7. 684, 33. iuris civilis, ne praetoris quidem edicti *Ulp.* 817, 16. tam lucri quam damni *Paul.* 510, 10. rei *Paul.* 327, 4. rerum *Ulp.* 958, 18. sponsus *Gai.* III, 179 (*ex cons.*). usumfructus *Ulp.* 311, 16. — communio est nulla *Ulp.* 810, 30. — communione consequi *Scaev.* (256, 18). discernit

permutatio rerum *Pap.* 60, 1. inire *Paul.* (510, 10).
peremere *Ulp.* 811, 30. ~ ad communionem ad-
sumi *Pap.* 60, 18. compellitur nemo invitatus *Ulp.*
382, 2. pertinere *Sever.* *Ulp.* 504, 17. ~ ante com-
munionem admissum maleficium *Ulp.* 298, 30. ~
in communionem incidere *Ulp.* 501, 20. redire
Tryph. 889, 11. ~ propter communionem ad-
quisitum *Ulp.* 508, 6. — communionis causa
Pap. 316, 10. difficultas *Ulp.* 811, 21. materia *Pap.*
60, 11 (solet excitare discordias propinquorum). —
communioni acquiri *Paul.* 498, 20. — a com-
munionem discedere *Iul.* 199, 15. 321, 28. *Gai.* 308, 19.
Ulp. (311, 16). 323, 18. ~ de communione exit
pars fundi *Ner.* 322, 11. ~ ex communione
praestari *Gai.* 326, 22. ~ in communione cum
libertis habere portionem *Scaev.* 67, 1.

communis. I. omnium. quaedam naturali
iure communia sunt omnium *Marcian.* 24, 31. cf. 23.
mare et litora sicuti aer *Ulp.* 776, 34. maris com-
munis usus omnibus hominibus, ut aeris *Cels.* 576, 36.
communis natura *Yen.* 799, 8. ~ ius naturale ..
non humani generis proprium, sed omnium ani-
maliu. ~ commune est *Ulp.* 1, 30. illud (ius natu-
rale) omnibus animalibus, hoc (ius gentium) solis
hominibus inter se commune est *Ulp.* 1, 31. par-
tim suo proprio, partim communi omnium homi-
num iure utuntur *Gai.* 2, 27. unde rest. 1, 1. cf. 1, 1.
cum aliquid addimus vel detrahimus iuri communi,
ius proprium, id est civile, efficitur *Ulp.* 2, 17.
communis usus fluminum publicorum *rid. s. II.* —

II. Romanorum. A. oppositum ei quod extraordi-
narium, singulare vel speciale est, fere = generalis.
commune auxilium *Pap.* 731, 38 (provocationis).
Ulp. 131, 12 (si communi auxilio et mero iure
munus est, non debet ei tribui extraordinarium
auxilium *acid.* in integrum restitutionis). exceptiones
Paul. 55, 37 (liberis et servis). ius *Gai.* 130, 37.
III, 95. *Pap.* 495, 31. 195, 15. 340, 35. 694, 13. 882, 13
(eo pertinet, ut privilegium in poena contra credi-
tores non exerceatur, non ut ius commune privatorum
fiscus amittat). 962, 4. *Ulp.* 65, 3. 950, 3
(universae cognitionis). II. *Paul.* 496, 20. 773, 34.
patria *Call.* 862, 17 et *Mod.* 906, 35 (Roma). praecceptum
Pap. 11, 15. sponsio rei publicae *Pap.* 11, 30.
usus fluminum publicorum *Ulp.* 389, 18. usus utili-
tasque *Ulp.* 575, 10. utilitas *Iul.* 292, 3. *Ulp.* 58, 8.
Paul. 625, 34. ~ quod in commune utile est *Ulp.*
899, 31. — *in primis oppositum iuri militari, itaque
saepae = civile* (cf. *Ulp.* 829, 11): militum delicta
sive admissa aut propria sunt aut cum ceteris com-
munia *Men.* 893, 2. cf. *Macer.* 362, 36. persecutio
aut propria aut communis *Men.* 893, 8. delictum
est militis, quod aliter quam disciplina communis

exigit, committitur *Men.* 895, 11. ius commune (*ple-
rumque de re hereditaria dictum*) *Iul.* 870, 30 (ci-
vium Romanorum). *Marcell.* 871, 37. *Pap.* 853, 43.
873, 1. 20. 22. 24. 899, 36. *Ulp.* 829, 11. 867, 22. 31.
868, 17. *Paul.* 873, 30. 905, 9. III, 4, 3 (tam e-
quam proprio iure). — B. fere = vulgaris. com-
muni appellatione *Gai.* 351, 36. nomine *Pomp.* 4, 15.
Gai. 954, 36. communis omnis rationis est praepositio
diei et consulis *Ulp.* 60, 20. communi verbo eosque
invicem substitui substitui *Mod.* 851, 20. ex com-
muni usu nomina exaudiri debere *Cels.* 140, 34.
usus communis patris familias *Aff.* 140, 31. 32. —

III. Universitatis cuiusdam. civitatum (= publi-
cae) *Marcian.* 25, 11. 11 (servus). corporis vel collegii
Gai. 96, 35 (res). 97, 11. *Marcian.* 793, 7
(ratio). 13 (pecuniae). numeri militum communis
causa *Ulp.* 87, 20. quod ad utilitates militum in
commune non pertinet *Ulp.* 35, 20. — (cf. *Pomp.*
98, 7. *Marcian.* 879, 43). — **IV. Singulorum.** duo-
rum vel plurium. (commune pro diviso *Ulp.*
810, 30. pro indiviso *Ulp.* 810, 35. *Paul.* 307, 3.
327, 33. 512, 23. 495, 1. *Marcian.* 490, 8. 9. cf. *Mod.*
766, 10. cum societate, sine societate *Gai.* 322, 29.
30. 31). in commune agere *Paul.* 616, 35. con-
ferre *Scaev.* 69, 35. 255, 3. *Ulp.* 292, 37. *Paul.* 419, 23.
emere *Ulp.* 502, 3. 504, 43. pascere *Ulp.* 503, 31.
quaerere fructus *Ulp.* 503, 31. redigere *Ulp.*
504, 30. 25. 511, 11. 292, 13. *Paul.* 499, 30. redimere
Iul. 262, 12. tenere *Ulp.* 709, 3. ~ de communi
consequi *Ulp.* 505, 15. constituitur *Pap.* 512, 1.
fit reflectio *Ulp.* 575, 8. habere praedium heredi-
tarium *Pap.* 58, 4. reddere frumentum *Aff.* 567, 23.
sarcire *Ulp.* 505, 16. solvere aes alienum *Paul.*
501, 1. ~ ex communi accipere *Pap.* 1, 18. 3.
consequi *Ulp.* 505, 11. dare praecipuum *Scaev.*
118, 43. solvere *Paul.* 501, 3. ~ communi divi-
dendo *Pap.* 322, 33. actio *Iul.* 329, 10. *Gai.* 41, 22. *Pap.*
329, 22. *Ulp.* 202, 4. 311, 20. 328, 30. 442, 21. 646, 3.
Paul. 162, 17. 201, 31. 256, 22. 326, 3. 425, 24. 746, 2.
400, 37. formula *Ulp.* XIX, 16. iudicium *Iul.* 307, 30.
323, 11. 329, 3. 598, 23 (utile). *Pomp.* 320, 12. 328, 31.
Afr. 326, 8 (utile). 622, 13 (agere). *Gai.* 166, 12.
216, 20. 322, 20. 326, 23 (utile). 444, 2. 502, 10 (agere).
391, 33. 38. 498, 11. 684, 3 (agere). IV, 62 (suppl. ex
Inst.; *non recte*?). *Marcell.* 520, 33. *Scaev.* 330, 1
(agere). *Ulp.* 88, 8. 220, 6 (quasi). 298, 23. 31. 322, 14
(agitur). 33. 323, 2 (agere). 5. 9. 11. 17 (agere utilit.). 18.
21. 23. 25. 27. 324, 3. 9. 22. 27. 28. (utile *acid.* iudicium).
325, 6 (utile). 11 (agitur). 26. 326, 28 (agere). 29. 328. 33.
392, 34. 20. 425, 19. 549, 23. 375, 34. 385, 46. 546, 18.
591, 23 (utile). *Paul.* 108, 21. 299, 36. 300, 19. 322, 31.
36. 325, 30. 326, 16. 19. 31 (agere). 36 (est bonae fidei).
327, 32. 33. 328, 11. 16. (Trib. f.) 17. 329, 27. 31 (utile).

425, 22. 27. 499, 27. 509, 29. 647, 11. 684, 11 (ut illi agere). l. 18, 5. *rat. 47* a. (legitimum). *Marcian.* 149, 15. 16. 11. (agere). *Mod. 327, 25. acil. actione vel iudicio: idem et in communi dividendo Paul.* 313, 30. communi dividendo agere *Iul. 305, 4. 307, 34. 321, 35. 322, 2. 329, 5. c. 624, 3. Pomp. 340, 29. 624, 30. Afr. 758, 18. Gai. 502, 11. IV, 42. Maecian. 899, 18. Tryph. 685, 25. Ulp. 202, 8. 298, 29. 313, 10. 323, 4. 324, 12. 502, 35. 549, 29. Paul. 32, 20. 201, 31. 319, 12. 16. 22. 320, 21. 325, 35. 327, 15. 19. 328, 5. 329, 35. 400, 107. consequi *Paul. 502, 35. conveniri Ulp. 348, 31. experiri Paul. 249, 34. praestare damnum Afr. 568, 41. teneri Ulp. 342, 33. 349, 35. arbitri Afr. 329, 15. Lab. 111, 17. Iav. 115, 3. Ulp. 324, 9. 375, 18. Paul. 328, 2. 400, 107. l. 18, 1. Mod. 316, 31. iudex Ulp. 322, 30. Paul. 249, 35. 328, 5. — commune est aliquid *Iul. 329, 3. fere = Gai. 498, 18. Pomp. 320, 3 (mibi tecum). Scaev. 498, 1. (test.) 69, 11 = 255, 1 (vobis). Paul. 508, 32. 510, 31 (eorum). fit Paul. 511, 16. nihil commune Paul. 298, 40 (habere). Mod. 70, 36 (remanst). 31 communis actio *Gai. 41, 11 (est plurium). administratio Pap. 805, 31 (non dispar, sed c.). aedes Pomp. 256, 29 (inter te et me). 30. Gai. 391, 18 (tecum). Pap. 378, 18. Ulp. 250, 6. 264, 29. 265, 1. 269, 12. 326, 35. 615, 3. Paul. 108, 19 (tecum). 387, 18. aedificium Ulp. 324, 19. 551, 18. ager *Iul. 399, 17. 18. Paul. 401, 8. alumnus Scaev. 150, 11. amicus Proc. 511, 11. Gai. 405, 25. animal Ulp. 277, 4 (plurium). aqua Pap. 106, 12. arbor *Gai. 490, 3. Paul. 327, 25 et 512, 25 (pro indiviso). arca Pap. 512, 17. area Pomp. 256, 31. argentum Ulp. 201, 29 (nobis). bona Pomp. 886, 21. 22. calculus Pap. 204, 18. causa Ulp. 866, 18. Marcian. 879, 18 (sibi cum fisco). cautio *Pap. 558, 3. commodum et incommodum Gai. 111, 150 (inter eos). condemnatio Pap. 882, 18. condicio Gai. 696, 18 (utriusque). 18. 11. coniunctus Pap. 97, 3 (corr. ?). consensus Ulp. 65, 32. 326, 30. consilium Ulp. 608, 11 (plurium). corpus *Gai. 489, 18. Ulp. 360, 2. crimen Pap. 815, 17. 18 = Marcian. 806, 3. culpa Pap. 678, 18. damnum Ulp. 504, 1. 8. e. vid. et emolumentum et lucrum. debitor Ven. 701, 18. Scaev. 596, 29. 597, 11. decem milia *Iul. 891, 18. detrimentum Paul. 419, 14. 500, 2. dolus Ulp. 796, 31. 799, 17. domus Marcell. 492, 2. Scaev. (test.) 221, 17. dos Ulp. 721, 10. Paul. 717, 21 (patris et filiae). emolumentum ac damnum Ulp. 504, 19. expeditiones Scaev. 157, 18 (corr. ?). familia Marcell. 762, 18. Paul. 298, 32. filia *Proc. 686, 31. Pap. 666, 25. 195, 4. Ulp. 709, 35. Paul. 600, 29. 42. c. Mod. 440, 14. filius filiae Ulp. XV, 2. XVI, 1. filius Marcell. 711, 14. Scaev. 84, 107. 207, 18. 221, 18. 256, 18. 257, 18. 337, 18. Ulp. 115, 18. 372, 13. fortuna**********

*Marcian. 34, 18. frater Pap. 661, 25. fundos Lab. 111, 11 (tecum). Proc. 275, 3 (inter quos). Iav. 491, 31 (cum quibus tibi). Cels. 620, 41 (cum alio). Iul. 262, 11. 14. 639, 13 (sibi cum alio). 18. 496, 18 (sociorum pro portione domini). Pomp. 328, 12. 502, 27 (mibi tecum). Afr. 262, 29 (mibi tecum). 263, 1 (mibi et tibi). 463, 30. 568, 37. Marcell. 114, 18. 18. 520, 18. Scaev. 138, 5 (adulescentium pro parte). Pap. 263, 9. 355, 35. Tryph. 685, 27. Ulp. 323, 16. 16 (cum alio). 20. 30. 324, 7 (nobis). 549, 25 (cum Titio). 607, 18. 619, 18 (duorum). Paul. 202, 13 (mibi tecum). 261, 8. 274, 3. 307, 3 (pro indiviso). 3. 9. 329, 25 (sibi cum Maevio). 26. 1. 18. 400, 18. 647, 10 (cum bis). 676, 18. Mod. 316, 27 (mibi (et) pupillae coheredi). gestus Ulp. 796, 29. hereditas *Ner. 322, 8 (mibi et tibi). Pomp. 38, 7 (tibi cum municipibus). Scaev. 318, 31. Pap. 322, 30. Paul. 314, 18 (inter eosdem). 19 (inter me et te). 21 (inter nos). 498, 21. Mod. 70, 34. (681, 31 ex com.). 766, 10 (c. et individas). 44, 18. homo Pomp. 120, 3. 499, 18 (si communes palaverimus, acil. homines liberos). impendium *vid. lucrum. initium nascendi Ulp. (Lab.) 348, 2. instrumenta Paul. 97, 18. insula Afr. 463, 30. Gai. 488, 18. fere = 11, 72 (eorum). Ulp. 375, 18. Paul. 495, 17 (non pro indiviso). iter Ulp. 607, 12 (commune et promiscuum plurium cellarum). ius Pomp. 256, 25 (corr.). Ven. 701, 18 (cum quo). Marcell. 271, 3 (corr.). lapis Marcian. 490, 3 (pro indiviso). liberi *Pap. 750, 30. 54, 18. 899, 18. liberta Gai. 664, 4. Paul. 325, 3 (duorum plurimove). libertus Iul. 333, 3. Scaev. 146, 18. Pap. 434, 18. Ulp. 323, 3. 438, 46. Marcian. 46, 23 (plurium). Macer 811, 18 (cum alio). lis Pap. 106, 12. locus Marcell. 270, 37. Ulp. 324, 1. 375, 18. 18. lucrum *Gai. 111, 149 (inter eos). Ulp. 501, 12. 504, 12. 505, 19. lucrum et damnum Gai. 11, 254 (pro rata parte inter eos). Ulp. 504, 12. lucrum atque impendium Ulp. 511, 12. quidquid lacri detrimenti factum est Paul. (508, 25). malitia Ulp. 633, 8. mancipium Pomp. 705, 31 (pro portione pretii). Scaev. 533, 11. Pap. 434, 18. Paul. 330, 3 (omnium). massa Paul. 328, 1. 512, 21. mercx Paul. 425, 21. negligentia *Pap. 768, 2. negotiatio Scaev. 770, 29. negotium Pap. 60, 18 (florum). Ulp. 99, 35 (mibi tecum). 503, 29 (quasi c.). 551, 18. Paul. 329, 17. 510, 14. nomina Paul. 64, 18 (omnium). nomine Ulp. 323, 21. 22. 504, 9. Paul. 326, 31. nomini Pap. 716, 18. Ulp. 360, 7. obligatio *Iul. 706, 18. officium Pap. 923, 18. onus Ulp. 292, 46 (omnium heredom). pactum Pap. 512, 3. paries Afr. 394, 3. 2. 3. Proc. 254, 4. 5. c. 5. 10. Iav. 114, 11 (nobis). Pomp. 256, 19. 271, 14. 328, 35. 382, 30 (inter quos). 393, 18. Gai. 253, 16. Ulp. 284, 9 = coll. 12, 7. 8. 326, 27.*******

391, 16. 392, 7. 393, 11. *Paul.* 255, 1. 3. 6. 7. 8. 258, 5. 307, 16. 392, 16. V, 10, 2. *partas Pap.* 683, 21 (inter uxorem et se). *pater Paul.* V, 9, 4. *patrimonium Ulp.* 912, 16. *peculium Pap.* cat. 294, 1 (fratrum). *Ulp.* 441, 30. *pecunia Iul.* 496, 36 (pro portione). *Gai.* 316, 14. *Pap.* 634, 7. *Pap.* 317, 34. 360, 22. 509, 21. 510, 11. *periculum Afr.* 406, 16. *Pap.* 420, 14. 903, 17. 33. *Tryph.* 771, 40. *Ulp.* 500, 32. *Herm.* 421, 11. *praedium Iul.* 262, 15 (duorum). *Seaver.* 138, 3 (sibi et his). 671, 11. *Pap.* 216, 22. *Ulp.* 325, 21. 810, 32, 33 (pro indiviso). 36 (pro diviso). 40 (pupillorum). 811, 19. *Paul.* 318, 2. *Marcian.* 490, 3 (pro indiviso). *Mod.* 105, 5. *quarta hereditatis Mod.* 681, 21 (sibi cum fratribus; *corr. V*). *refectio Paul.* 246, 28. *res Alf.* 329, 14. 710, 14. *Iul.* 321, 22 (cum Attio). *Pomp.* (256, 32 *ex coni.*). 320, 5. 516, 17 (emplori cum alio). *Afr.* 463, 17. *Gai.* 322, 29 (inter aliquos). 20, 21. 326, 23, 24. 502, 11. 511, 7. 598, 28. *Marcell.* (271, 3 *ex coni.*). 762, 33. *Seaver.* 69, 14 (mihl cum illo). *Flor.* 475, 30. *Pap.* 329, 18, 21. 405, 3. *See. Ulp.* 808, 22. *Ulp.* 322, 36. 323, 8, 19 (*ex coni.*). 392, 22. 467, 30. 499, 19. 501, 27. 503, 3, 4, 10, 36. 393, 13. 438, 46. 546, 18 (cum Titio). 747, 39. 36. *Paul.* 256, 22. 298, 29. 300, 12, 13. 314, 22. 319, 14 (eorum). 322, 26, 27. 325, 23, 24. 326, 15. 327, 5, 7 (mihl cum alio). 329, 17, 21. 32. 502, 24 (ex societate). 509, 17. 28. 510, 4. 683, 17. 791, 11 (omnium heredom). *Mod.* 531, 33. *rivus Proc.* 274, 40. *Ulp.* 504, 39. *Paul.* V, 6, 9. *salus Seaver.* 272, 8. *Mod.* 105, 10. *sempulchrum Marcian.* 25, 22. *servitus Marcian.* 272, 1. *servus Alf.* 329, 12. 710, 13 (viri et fratris eius). *Cels.* 41, 4. *Iul.* 305, 1, 2. 329, 1, 7. 441, 22, 24. 445, 20. 775, 44. 834, 22, 26. 835, 1. 21, 39. 11. 120, 33. 393, 35. 425, 36. 33. 453, 33. 461, 33. 496, 17. 516, 39. 516, 36. 516, 36. 516, 36. 658, 18. 680, 18. 51. 33. 51 (Titii et Maevii). 688, 36 (Titii et Sempromii). *Pomp.* 506, 24. 624, 21. 8, 35 (ambobus). 94, 7. 322, 15 (eorum). 499, 19. 682, 17. 683, 9. 955, 38 (sibi; *ex coni.*). *Ven.* 683, 35. *Afr.* 326, 4. 708, 36. 753, 13. *Gai.* 498, 5. 13. 684, 3. 16. 111, 167. *Marcell.* 901, 22. 114, 37. 762, 33. 36. *Seaver.* 860, 19. *Pap.* 136, 8 (omnium heredom). 682, 51 (Maevii et castensis peculii). 844, 36. *Tryph.* 500, 55, 33. *Ulp.* 223, 32. 231, 16 *unde rest. cat.* 75, 2. 231, 30 = *cat.* 75, 3. 281, 23. 283, 15. 19. 298, 21. 324, 11 (cum quo). 342, 21. 360, 5. 427, 10. 436, 14. 508, 3. 612, 6. 834, 22. 854, 11. 884, 16. 19. 92, 36. 323, 3 (eorum). 410, 31. 477, 58. 492, 36. 494, 3. 514, 36. 680, 36. 681, 1. 4. 19. 706, 1. 3 (duorum). 721, 40. 722, 1. 748, 13. 778, 36. 780, 33. 811, 41 (plurium). 812, 17. 1. 18. XXII, 7. 10. *cat.* 76. *Paul.* 162, 16. 249, 22 (nobis). 261, 10. 298, 22, 26. 302, 26. 326, 1. 327, 18. 329, 16. 340, 1. 343, 30. 22. 418, 7 (nobis). 17. 849, 44. 900, 32. 1, 51. 211, 35 (heredis et legatarii). 36. 33. 400, 33. 472, 36. 502, 33.

503, 18. 684, 1. 51. 825, 33 (Titii et suo). 826, 1. 1. II, 31. 26. III, 6, 4. IV, 12, 1. 5. V, 16, 6. *Herm.* 210, 33. *solum Iar.* 264, 22, 26. 27. *Ulp.* 323, 2. *species Call.* 492, 3. *sumptus Pap.* (97, 3; *ex coni.*). *superficies Ulp.* 591, 33 (duobus). *vestibulum Paul.* 328, 3 (binarum aedium). *vicarius Lab.* 136, 36 (cum eo). 51. *votum Pap.* 346, 36 (parentum). *usus Qu. Mac.* 149, 33. *Pomp.* 706, 17. 149, 37 (viri et uxoris). 33 (liberorum eius aut alterius alicuius). *Seaver.* 713, 16. *Ulp.* 87, 3 (communis promiscueque usus causa). *Mod.* 46, 16. — V. *Id quod ad plures res vel personas pertinet, vel de eis similiter dici potest.* *actiones furti et legis Aquiliae interdum communes sunt cum hoc edicto (vi bonorum raptorum) Ulp.* 766, 1. *beneficium legis Corneliae omnibus (scil. sponzoribus, fidepromissoribus, fideiusoribus) commune Gai.* III, 124. *in iure cessio c. alienatio est et mancipii rerum et nec mancipii Ulp.* XIX, 9. *plures controversiae nihil sibi communes Ulp.* 153, 9. *c. nomen Mod.* 95, 33 = 942, 13. *bon. possessio pluribus Ulp.* 347, 3. *questio vel tota vel ex parte communis questionem de re maiori Ner.* 622, 35. *illa questio utriusque adoptionis communis est Gai.* I, 106. *nummi et oleum ac frumentum ac similia, quae comuni specie continentur Ulp.* 706, 1. *communes stipulationes Pomp.* 651, 17. 34. *Ulp.* 724, 35. *communia vestimenta Ulp.* 152, 36. 37 (quibus promiscue utitur mulier cum viro). — *communia praediorum tam urbanorum quam rusticorum § 264, 4. hoc commune est omnium satisfactionum Ulp.* 270, 36. *illud Ven.* 675, 37 (in pecunia et in Stichio). *Gai.* 20, 7 = I, 103 (utriusque adoptionis). *Ulp.* 687, 35 (in universis, qui pro aliis obligantur). quae communis praesidium communia sunt *Ulp.* 34, 3. commune omnibus iniuriis est quod *Paul. coll.* 2, 5, 2. ~ nihil commune habet proprietas cum possessione *Ulp.* 507, 36. nec hoc quicquam cum hereditate aut bon. possessione *Pomp.* 321, 17. quid commune habet delictum cum venia netatis? *Ulp.* 132, 18.

communiter. I. ita, ut a pluribus fiat vel ad

plures homines pertineat. *periculum est communiter omnium Tryph.* 772, 2. *communiter agi fierique Gai.* 96, 30. *agi Ulp.* 501, 27. *curare opus fieri Ulp.* 576, 17. *debeant legata Pap.* 873, 11. *eduntur operae patronis Iul.* 658, 51. *geritur Iul.* 461, 38 (actus). *Ulp.* 502, 3, 6. *Paul.* 509, 29. *habere Lab.* 852, 37. *Iar.* 115, 5. *Cels.* 941, 33. *Iul.* 24, 36. *legare duobus Iar.* 114, 1. *Iul.* 658, 36. *nasci Mod.* 352, 3 (cognati). quasi communiter nati). *obligare Seaver.* 70, 1. *obvenit nobis hereditas vel donatio Ulp.* 501, 30. *servatur ex omnibus*

pignoribus summa pro rata *Paul.* 593,35. stipulari sibi et Titio *Iul.* 658,35. vendere cum aliquo *Pomp.* 507,2. c. uti frui *Cels.* 108,4. — **II** ita, ut de pluribus eodem modo dici possit; *ferè* = *aeque*. potestatis verbum c. accipiendum est tam in filio quam in servo *Ulp.* 436,12. Graece παῖς c. (id est et puer et puella) appellatur *Paul.* 947,34. eadem dicenda sunt c. et in omnibus b. f. iudicii *Pomp.* 474,31. — **III** = *generaliter*. pretia rerum non ex affectione nec utilitate singulorum, sed communiter fungi *Paul.* 288,35 *ferè* = 213,34.

commuto. *Forma.* commutatur *Gai.* I, 162; *ceteris locis* commutare. — *Significatio.* **I** in aliam formam, conditionem redigere. commutare ius cognationis (capitis deminutione) *Gai.* I, 158. naturalem rationem auctoritate senatus *Gai.* 239,15. iuris gentium regulam *Gai.* I, 83 (lex vel quod legis vicem optinet). rem in meliorem statum *Paul.* 247,16. speciem rei usuariae *Ner.* 247,15. statum hominis *Gai.* I, 162. priorem scripturam posteriore *Cels.* 167,35. voluntatem *Paul.* 169,36. — **II** aliud ponere loco alterius. partibus commutatis eadem res esse existimatur *Afr.* 174,1. cf. c. alimentis relictis transigendo commutare vinum pro oleo vel oleum pro viuo vel quid aliud *Ulp.* 77,25. vel personam 25.

comoedus. cum eiusdem generis plures res simul veniant, veluti comoedi *Afr.* 613,45. cf. 614,5. ex comoedis = unus occisus *Gai.* III, 212. cf. *Paul.* 282,6.

comparatio. **I** = *acquisitio*, *saepè* = *emptio*. apparet id testatorem sensisse ex genere comparationis (scil. tesserarum frumentariarum) *Ulp.* 171,1. comparatio domini *Paul.* III, 6, 28. frumenti *Ulp.* 922,56. *Paul.* 904,45 (comparationes). fundorum *Paul.* 771,1. uberioris mercedis *Tryph.* 559,31. mercis *Afr.* 418,35. praediorum *Ulp.* 760,2. 761,4. 801,1. 538,31. proprietatis *Paul.* 238,31. servorum *Pap.* 525,35 (adsidua et cottidianae). veneni mali *Ulp.* 822,18. — **II** = *collatio*. duarum aetatum *Ulp.* 597,13. conditionis *Marcell.* 712,3. tutoris et pupilli debitoris *Pap.* 718,16. posterioris decedentis *Tryph.* 172,55. extranei et eius, qui creditor cognatusve sit *Gai.* 552,31. facultatum *Ulp.* 21,25. instituti *Pap.* 204,15. legatorum *Marcian.* 290,34. patrimonii *Ulp.* 498,32.

comparator. suus comparatori traditus *Paul.* II, 17, 14 (15).

compareo. *Forma.* compareo 86,20. *ceteris locis* compareo. — *Significatio* (non) comparet a) quis: dominus *Paul.* 900,31 (unus ex dominis). 22. tutor datus *Ulp.* 779,40. — b) quid.

corpus eius, qui in bello ceciderit *Pap.* 86,20. res aliena vel hereditaria *Ulp.* 14,1. septem testium signa *Iul.* 313,14. tabulae *Ulp.* 890,25.

comparo. *Forma.* comparo *Gai.* IV, 71. 147. 148. 170. comparo *Gai.* IV, 27. 35. 70. 116. 143. 169. in *Digetis* 359,1; *ceterum* comparo. — *Significatio.* **I** A = *parare*. exercitum *Lex Iul.* *Paul.* V, 29, 1 et *Marcian.* 803,1. omnes fructus rerum natura hominum gratia comparavit *Gai.* 640,4. negotium alicui per fraudem *Paul.* I, 5, 1 = *cons.* 6, 20. C alicuius hominis causa vel ad certam quandam rem. a) uxoris causa *Pomp.* 149,43. *Scaev.* (test.) 150,13. *Ulp.* 87,18. *Paul.* (test.) 95,4. usui uxoris *Pomp.* 149,35. usibus uxoris *Scaev.* (test.) 79,3. uxori *Scaev.* (test.) 119,11. cf. *Ulp.* 87,34. matris familiae causa *Ulp.* 152,34. filii *Ulp.* 152,3. acellis *Scaev.* 150,16. — b) argentum ad praeparationem bibendi *Pomp.* 152,13. cf. *Paul.* III, 6, 90. aurum ad rem *Ulp.* 154,2. aves et pecora instruendarum epularum gratia *Paul.* III, 6, 44. speciem fundi ad usum hominis *Fr.* 943,7. instrumenta fructuum cogendorum, conservandorum causa *Paul.* III, 6, 36. 37. ligna ad eam rem *Ulp.* 551,6. mitras magis capitis tendi quam orandi causa *Ulp.* 152,35. naucellas piscium capiendorum causa *Marcian.* 129,13. sterculinum stercorandi agri causa *Ulp.* 551,7. quaedam ex veste magis ornatus gratia, quam quo corpus tegant *Paul.* 153,38. mercis causa *Scaev.* 111,34. — B = *instituere*. ita comparatum est, ut *Iul.* 40,15 (more maiorum). *Paul.* 937,45. actionem *Ner.* 215,11. *Gai.* 394,25 (utilem). IV, 35. 70. 71. edictum ad Carboniani decreti exemplum *Iul.* 742,14. exceptiones *Iul.* 621,35. *Gai.* IV, 116. *Ulp.* 635,17. interdicta *Gai.* IV, 143. 147. 148. 170. *Paul.* V, 6, 1. iudicium *Gai.* IV, 169. ius *Ulp.* 584,16. C obligationem *Paul.* 357,37. — C = *adquirere*, *plerumque emptio* (cf. ex commodis *Pap.* 168,41. nummis *Iul.* 496,34. *Scaev.* 84,34. *Pap.* 413,25. *Ulp.* 591,25. 26. 663,25. 421,18. 31. *Paul.* II, 15, 2. ex nummis *Ulp.* 591,25. ex nummo reflecto *Ulp.* 760,25. pecunia *Call.* 919,35. *Ulp.* 187,1. 808,24. 37. *Paul.* 712,25. ex pecunia *Iul.* 496,35. *Gai.* 679,10. IV, 27. *Ulp.* 187,4. 428,22. 434,17. 763,27. 74,51. *Paul.* 712,25. *Mod.* 643,10. pretio *Pomp.* 211,10. *Dir. Fr. Papir.* 524,10. *Pap.* 97,1. 1. 13. de pretio *Pap.* 56,3. ex pretio *Ulp.* 190,1), sed etiam alio modo, vide exempli gratia pecuniam. — *generaliter*: aliquid nim. vel absolute: *lar.* 464,41. *Afr.* 418,31. *Pap.* 56,16. 525,35. 38. *Ulp.* 116,31 (ab eo qui vim intulit). 167,10 (a mercatore advena). 186,42. 187,1. 1. 4. 264,14. 351,37 *ferè* = 965,4 (auctore iudice). 706,25. 508,10. 562,4. 897,43. *Paul.* II,

15, 2. *Marcian.* 33,33 (quanti). *Mod. (test.)* 45,18. *Herm.* 88,11 (per suppositam personam). *U. specialiter:* aedes *Paul.* 387,31. *Agellus Scaev.* 133,3. *agrum Ulp.* 760,27. *Macer* 896,56. *34. 35.* ancillam *Ulp.* 192,16. 703,24. *aquam Ulp.* 145,3 (quanti). *argentum vel aurum Ulp.* 428,14. *armamenta Jul.* 421,16. *aurum Paul.* 156,33 (quanti). *balneae Pap.* 97,1. *bona vacantia a fisco Paul.* 882,33. *civem Romanum ingenuum libertinumve servumve alienum Lex Fab. Paul. coll.* 14, 2, 1. *domum Pap.* (904,31?). *Macer* 896,56. *emptionem Scaev.* (test.) 84,34. *frumentum Ulp.* 452,17. 453,2. 912,8. *Paul.* 904,4. *Herm.* 911,8. *fundum Ulp.* 496,33. *34. Scaev.* (84,34). *Pap.* 522,27. 193,16. *Ulp.* 808,31. 37. *Paul.* 11, 17, 14 (15). *Mod.* 327,25 (pignori datum a creditore). *gregem ovium Paul.* 125,30. *hominem liberum Ulp.* 481,29. *et* 482,4 (qui bona fide serviret). 477,3 (sciens) *id.* 479,37 (pro servo). *hordeum equis Gai.* 14, 27. *hortum Pap.* 97,5. *insulam Pap.* 97,12. *libertam Ulp.* 663,30. *loca Mod.* 522,10. *mancia et praedia Ulp.* 799,7. *merces Scaev.* 587,35. 670,12. *Ulp.* 167,9. 395,32. 422,30. 428,32. 504,6. 10. 839,31. 32. 840,22. 22. 23. 32. 37. *Mod.* 643,10. *militiam Scaev.* (test.) 100,33. *34. 146, (test.) 37. 38. 42. 43.* *naves (all. (Hadr.)* 919,33. *ornamenta Ulp.* 434,17. *pascualia Paul.* 111, 6, 54. *pecuniam Paul.* 883,35. *pignus Pap.* 413,28 (a creditore). *Ulp.* 538,3. *Paul.* 11, 13, 4 (per suppositam personam p. suum). *possessionem Pap.* 168,35. 904,31. *Paul.* V, 2, 2. *praedia Scaev.* 100,16 (del. Mo.). *Pap. (test.)* 97,1. *1. 168,35. Ulp.* 760,28. 30. 761,29. 32. 33. 34. (799,7). 810,27. 811,23 (subiecto nomine alterius emptoris). *Paul.* 594,21 (a debitore suo praedium obligatum). *Marcian.* 895,56. *37. Mod.* 522,30. *purpuras Ulp.* 90,33. *rem Pomp.* 211,10 (ab invito domino). *Gai.* 679,10. *Pap.* 54,8. 56,3. *Call.* 875,33 (ex fisco). *Ulp.* 190,1. 2. 591,22. 23. 26. 722,31 (ex dote). 763,27. 74,37. 87,37. 639,37 (litigiosum). 897,34. *Paul.* 712,26. 29. 95,7. IV, 1, 15 (fideicommissum). *servum Ulp.* 130,7. 440,10. 881,32 (de castrensi peculio). 94,4. 421,16. 31. 422,4. *Paul.* 1, 64, 1 (a fugitivo). II, 17, 11. V, 16, 7. 22, 4. *Mod.* 821,4. *tesseram frumentariam Paul.* 64,34. *togas praetextas etc. Ulp.* (152,34). *tribum Scaev.* 80,16. *velum Afr.* 418,32. *vestem Scaev.* (150,16). *Ulp.* 453,10. *vicariam eiusdem pretii Ulp.* 440,25. *vina Dir. Fr. Papir.* 524,10. — **II = conferre.** a) *aliqua res vel personas (scil. inter se):* quae *Afr.* 464,26. haec inter se *Afr.* 394,33. omnium mores et aetates et culus magis interest *Herm.* 486,37. *personas Call.* 749,48 (tutorum inter se et fideiusorum). *Pap.* 413,11 *unde rest. rat.* 253b. *rationes Ulp.* 60,6. — b) *quem vel quid cui.* qui bona fide servit, fructuario servo vel

alieno *Pap.* 669,33. *acceptationem solutioni Ulp.* 159,12. *causam obligationis usurarum Afr.* 396,8. *compromissum ordinariae actioni Paul.* 157,3. *creditorum legatariis Pap.* 581,31. *latam culpam dolo Ulp.* 347,12. *mortis causa donationes legatis Ulp.* 341,11. 419,33. *hermaphrodito cui Ulp.* 16,5. *pondus anri vel argenti saepius relictum fundo legato Ulp.* 7,33. (*prodigum*) cui bonis interdictum est, *pupillo Ulp.* 359,3. *ratihabitionem mandato Ulp.* 583,12. 14. 703,12. 965,33. *servitum morti Ulp.* 707,5. *mortalitati Ulp.* 969,34. *speciem (uxoris) pnpillae Pap.* 666,32. *libertatis causa traditum statulibero Pap.* 424,33. *U. id, quod comparatur, non expresso nomine significatur:* his *Marcell.* 291,17. ei qui cum manumitteretur alienus erat, deinde postea adquisitus est *Paul.* 901,1. *creditori Pap.* 53,4. *filio militi Pap.* 245,1. *summam legato Ulp.* 7,37. **compasco.** ius compascendi *Scaev.* 272,10. **compascuus.** ius compascui *Scaev.* 272,10. **compatronus.** *Ulp.* 753,41. 754,27. *compatronus Ulp.* 341,12. 35. **compeditus.** servus *Ulp. (Lab.)* 121,8. 779,12. **compello.** *Forma.* compello *Gai.* 11, 237. *Jul.* 27,16. *Ulp.* 57,19. *Paul.* 346,17. compello *Gai.* 1, 137a. II, 243 *et omnibus locis Dig. praeter tres modo citatos.* — **Significatio.** I. *Proprie.* occupati circa rem rusticam in forum compellendi non snt *Ulp.* 57,19. *U. aquam Ulp.* 595,35 (ex flumine vel ex lacu in primum rivum). 599,13 (derivare compellere ex flumine). — II. *Translative = cogere.* persuadere est plius quam compelli atque cogi *Ulp.* 341,8 (corr. t). — A. *Absolute dictum.* compellere *Gai.* 1, 137a. *Paul.* 114,8 (metu). compelli *Ulp.* 150,8. 804,3. non debet compelli *Ulp.* 87,23 *et* 23 (scil. indicium accipere procurator a praetore). cf. 90,28. compellendus est *Maecian.* 455,37. *Call.* 914,13. compulsus est vi metaque *Ulp.* 479,4. viribus praeturae *Ulp.* 164,12. compulsus accommodavit auctoritatem *Ulp.* 804,3. adit hereditatem *Ulp.* 231,5. 232,1. 8. 242,37. *Paul.* 252,11. alienavit *Pomp.* 156,13 (ex necessitate aliq. compulsus del. Mo.). fecit *Pap.* 400,14 (referendi necessitate, scil. detulit iusurandum). *Ulp.* 113,22 (vi). 371,46. *funguntur magistratu Papir.* 907,33. gessit tutelam *Ulp.* 802,33 (a praetore vel a praeside). 34. manumisit *Scaev.* 256,19. *Ulp.* 753,31 (ex causa fideicommissi). restituit opus *Ulp.* 398,37 (iussu iudicis). solvit indebitum *Ulp.* 119,8. vendidit id quod habere licebat *Ulp.* 119,12. — B. *Sequitur Infinitivus.* compellere aliquem (compellitur quis) accipere indicium *Ulp.* (cf. 87,25. 22). 90, (23). 30. 165,14. *Paul.* (52,9). 371,19. *Marcian.* 240,37. agnoscere onus alimentorum *Scaev.*

145, i. adire hereditatem *Iul.* 238, i. *Marcell.* 238, s. 243, s. *Tryph.* 338, s. *Pap.* 245, i. *Ulp.* 851, s. 230, s. 231, i. 232, i. *Paul.* 248, s. 252, s. IV, 4, 4. adire et restituere *Maecian.* 902, s. 251, i. s. s. *Pius Ulp.* 234, s. *Ulp.* 231, s. (*Pius*) 366, s. 556, s. *Paul.* IV, 4, 2. administrare *Scaev.* 753, s. *Pap. vat.* 224. assignare locum *Mod.* 307, s. agere causam *Ulp.* 875, i. *R.* 875, s. alere *Ulp.* 738, s. 795, s. cavere *Scaev.* 269, i. *Ulp.* 119, i. *Paul.* 93, i. 97, s. 883, i. V, 9, 1. *Herm.* 731, s. 10 cedere *Iul.* (309, i). *Scaev.* 594, s. *Paul.* 133, s. 337, s. conferre *Tryph.* 298, i. i. confiteri *Paul.* V, 14, 1. dare *Paul.* 40, i. *Mod.* 44, i. dedere noxae *Ulp.* 583, i. defendere *Iul.* 309, i. *Gai.* (*Iul.*) 869, s. *Ulp.* 165, i. c. *Paul.* 93, i. 97, s. destruere *Ulp.* 379, i. dicere sententiam *Ulp.* 151, i. *Paul.* 156, s. dimittere corpus *Gai.* 610, s. ducere funus *Ulp.* 351, s. edere *Pius* *Call.* 876, s. *Ulp.* 59, s. 24, s. 60, i. *Paul.* 61, s. emancipare *Ulp.* 197, i. emere *Paul.* 439, i. erogare *Ulp.* 222, i. *Mod.* 766, i. eximere uniones ornamento *Marcell.* 149, i. expirari *Ulp.* 21, s. exsolvere legatum *Pap.* 266, i. facere aliquid *Iul.* 185, s. *Gai.* II, 237. *Ulp.* 890, i. *Paul.* 187, s. facere acceptationem *Ulp.* (*Trib.*) 117, s. facere iudicium *Scaev.* 692, s. facere reos *Call.* (*Iadr.*) 799, s. fungi munere *Marcian.* 920, i. habere pro derelicto aedes *Ulp.* (382, s). inducere in possessionem *Ulp.* 587, s. iurare *Ulp.* 368, c. 370, s. s. 384, s. *Paul.* 50, s. 371, s. ludere *Paul.* 346, i. lugere *Paul.* 84, s. manumittere *Pomp.* (*Iul.*) 441, i. (ex coni. competis F). *Maecian.* 448, s. *Scaev.* 441, s. (ex causa fideic.). *Ulp.* 172, s. 862, s. *Paul.* 439, s. 450, i. (ex causa fideic.). miscere se *Ulp.* 229, s. (hereditati). 372, s. (tutela). ostendere debitum esse *Paul.* (*Trib.*) 647, s. parere conditioni *Maecian.* 251, s. voluntati testatoris *Scaev.* 106, s. parere testatrix iussioni *Mod.* 433, s. (officio iudicis). pati actionem *Anthian.* 212, s. perducere ad liberatum *Scaev.* 451, s. perficere emptioem *Paul.* (*Trib.*) 522, i. persolvere *Paul.* (*Trib.*) 542, i. partes petere *Gai.* III, 121 (*suppl.*). ponere signum *Scaev.* 157, i. praedicere et promittere *Gai.* 613, s. praestare *Scaev.* 145, i. *Pap.* 635, s. *Paul.* II, 17, 6. praestare actiones *Lab.* (*Trib.*) 572, s. *Scaev.* 136, s. *Paul.* 448, s. alimenta *Paul.* 104, s. *Mod.* 740, s. diligentiam *Gai.* 640, s. fideicommissum *Paul.* 63, s. 65, s. *Ruf.* 51, i. fructus *Paul.* V, 9, 1. partem suam *Iul.* (*Trib.*) 482, i. relicta *Scaev.* 146, s. (officio iudicis). uniones *Marcell.* (149, i). usuras *Scaev.* 257, s. utilitates *Ulp.* 241, i. iudicio sisti promittere *Paul.* 52, s. quoniam dominum *Pomp.* 392, s. reddere *Pomp.* 805, s. reddere rationem *Scaev.* 440, s. 451, s.

Call. 667, s. *Ulp.* 108, s. 764, s. redimere *Iul.* 27, s. *Maecian.* 435, s. reficere *Scaev.* 113, s. *Ulp.* 35, s. 269, s. refundere summam *Paul.* 727, s. repromittere *Ulp.* 383, i. respondere creditoribus *Ulp.* 881, s. restituere *Ulp.* 569, i. fideicommissum *Scaev.* 68, i. i. hereditatem *Maecian.* 896, s. *Ulp.* (197, s. 229, s). 232, i. hominem *Ulp.* 611, s. integrum *Herm.* 535, s. lapides *Paul.* 208, i. rem *Tryph.* 478, i. servum *Ulp.* (*Trib.*) 419, s. sarcire damnum *Ulp.* 403, s. satisfacere *Ulp.* vat. 317. *Macer* 51, s. solvere *Gai.* (869, s). *Marcell.* 906, s. *Ulp.* 127, s. stare conventioni *Afr.* 42, s. sternere viam *Char.* 915, i. subire publica munera *Call.* 920, i. subministrare sumptus *Herm.* 914, s. suscipere curam *Ulp.* (*Sev.* et *Ant.*) vat. 200. honorem *Ulp.* 918, s. iudicium *Ulp.* 88, i. 164, s. 165, s. *Paul.* 480, s. legationem *Marcian.* 920, s. vestigalia *Paul.* 406, s. sustinere munera *Ulp.* 912, i. tollere *Gai.* 148, s. *Ulp.* 382, s. 590, s. tradere *Lab.* 557, s. *Paul.* (337, s). vendere *Iul.* 689, i. *Paul.* 732, s. venire *Ulp.* vat. 162. — C. *Sequitur Accusationis cum Infinitivo*: praestari iter *Ulp.* 351, s. — D. *Sequitur ut*: ut adires *Val.* 252, s. ut adeat *Pap.* 245, s. ut caveat *Ulp.* 382, s. ut cedat actione *Iul.* (*Trib.*) 376, s. ut manumittat *Paul.* 187, s. *Iul.* 291, i. 408, s. *Gai.* II, 243. *Ulp.* 930, s. — *Sequitur ne*: ne sit in potestate *Marcian.* 23, s. — E. compellere ad aliquid *vid. s. ad pag. 138, 21 (44 loci)*. ad (quid) faciendum *vid. s. ad pag. 138, 43 (23 loci)*; corrige *pag. 139, 3* aestimationem pro praestationem). ad exhibendum *Paul.* IV, 7, 6. *Ulp.* compellere in qua (*scrib. quam, acil. obscenitatem*) *Ulp.* 29, i. i.

compendiarius. compendiarie (*acil. via*) ad portare *Ven.* 594, i.

compendium. *Forma.* compendium *Ulp.* 7, s. *et ceteris locis* compendium. — *Significatio.* I. in brevius contractio, evitatio. edictorum *Ulp.* 173, i. sumptus et iuberis *Mod.* 922, i. litium *Paul.* II, 1, 1. orationis *Paul.* 52, i. — II. *lucrum, emolumentum.* A. *Nomin.* compendium incurrit *Pap.* 899, s. (temporis). pertinet ad fructuarium *Paul.* 229, s. (harundinis vel palii). venit in medium *Pomp.* 506, s. (quod propter societatem contigit). — B. *Accus.* compendium cogitare *Pap.* 731, i. (rei promittendi vel stipulandi in stipulatione de rato habendo). compensare cum negligentia *Ulp.* 500, s. pati *Ulp.* 306, i. praestare *Scaev.* 770, s. (negotii). 42. sentire *Ulp.* 110, i. (quid compendi). *Ulp.* ad compendium pertinet *Ulp.* 118, i. (heredis). 671, s. (mulieris). *Paul.* 555, s. (non venditoris, sed emptoris). spectat *Ulp.* 7, s. (rei publicae). usque ad compendium

uti horto, pomis, holeribus, floribus, aqua Ulp. 244, 27. ~ propter compendium alienam institutionem maluit Pap. 895, 28. heres familiae facinus occultat Ulp. 900, 4. — C. Genet. compendii facere Pap. 225, 2. 509, 4. 565, 16. ~ compendii emolumentum Ulp. (Dir. Fr.) 373, 1. societas Iul. 882, 3 (quaestus et c.). Paul. 511, 3 (lucris quaestus c.). — D. Dat. compendio est alicui officium publicum Afr. 145, 20. prospicere Paul. 828, 13 (suo). vertere Ulp. 855, 21 (suo). — E. Abiat. compendio dupli sarcire damnum Paul. V, 3, 6. ~ in compendio coheredis easse legata non oportet Ulp. 313, 22. in compendii obest error facti ne maribus quidem Pap. 654, 22. prodest error iuris nec feminis Pap. 654, 22. — (compendium et damnum Afr. 145, 20. Pap. 654, 22. Ulp. 671, 22. 306, 13).

compensatio. *Forma.* compensatio semper in Gai Institutionibus, sed IV, 64 per notam scriptum (pensatio), in Digestis 98, 31. 61, 13; ceterum compensatio. — *Significatio.* I. A. *Propria compensatio.* compensatio est debiti et crediti inter se contributo Mod. 467, 3. casus, in quibus c. locum non habet Ulp. (Trib.?) 384, 4. *oppositio petitioni vel exactioni* Ulp. 732, 22. Paul. 180, 9. 733, 3 (compensatione deductione). Herm. 555, 22. cf. Pap. 648, 2. 766, 31. Paul. 469, 3. — 1) *in bonae fidei iudiciis ex eadem causa:* liberum est iudici nullam omnino invicem compensationis rationem habere Gai. IV, 63. cf. Ulp. 467, 24. in causa depositi compensationi locus non est Paul. II, 12, 12. *in actione fiduciae:* Ulp. (Trib.?) 411, 3. *in hereditatis petitione:* Ulp. (Trib.?) 198, 2. *in neg. gest. actione:* Ulp. 98, 31. 101, 6. *in actione pro socio:* Ulp. (Trib.?) 467, 20. Paul. 467, 22. *in actione tutelae:* Pap. 768, 9. Ulp. 801, 4. *in rei usoriae actione:* Pap. 712, 17. 725, 29 (?). 41. Ulp. 718, 15 (fuitne retentiones?). 723, 13. Paul. 720, 11 (num retentiones?). *naturalis debiti:* Ulp. 467, 22. — 2) *in stricti iuris iudiciis. de argentarii compensatione egerunt vel egisse possunt Icti:* Iav. 468, 19. Pomp. 467, 13. Gai. 467, 22. 30. IV, 64. 64. 66. 66. 68. 68. Scaev. 469, 2. Pap. 468, 20. Ulp. (Trib.?) 384, 4. Paul. 467, 16. II, 5, 3. *in actione iudicati:* Pap. 468, 24. — 3) *de bonorum emptore (scriperant pro compensatio Icti deductio):* Iav. 468, 15. Ulp. (Trib.?) (467, 20. 40). 468, 2. 3. 4. 5. 11. 12. — 4) *contra fiscum vel civitatem:* Pap. 468, 27. 23. 27. Herm. 883, 43. — B = *imputatio, exaequatio. in re hereditaria:* Pap. 61, 22. 36. 180, 12. 204, 41. 205, 13 (del. Mo.). Mod. 45, 3. ~ *in rei vindicatione (fructuum cum sumptu):* Pap. 208, 31. ~ *in re pignoratitia:* Ulp. 73, 9. Mod. 413, 16. ~

in re usoria: Ulp. 723, 4. *compensatio donationum* Ulp. 700, 11. 707, 16. ~ *in venditione per in integrum restitutionem rescissa:* Paul. I, 9, 7. *compensatio maiorum usurarum pro defectis nominibus* Paul. 636, 22. — C. *compensatio negligentiae* Ulp. (Trib.?) 467, 20. ciminis 804, 22. 808, 3. — II. *Sequuntur loci secundum casuum ordinem dispositi (loci repetantur).* A. *Nomin. compensatio est debiti et crediti inter se contributo* Mod. 467, 3. est necessaria Pomp. 467, 12. competit Paul. 180, 9 (debiti). fit Pap. 205, 13 (del. Mo.). Ulp. 467, 20. 700, 11 (donationum). 718, 15. Paul. 636, 22 (maiorum usurarum pro defectis nominibus). Mod. 45, 3. *compensatione facta* Gai. IV, 64. 68. Ulp. 467, 29 (negligentiae, ipso iure). *compensatio locum (non) habet* Ulp. (Trib.?) 384, 4. 468, 3 (fuit deductio). 4 (in stipulationibus praetoriis; fuit deductio). 11 (eius quod invicem debetur; fuit deductio). 707, 16. *proderunt compensationes (retentiones Pauli), quae ad pecuniariam causam respiciunt* Paul. 720, 11. — B. *Accus. compensationem admittere* Scaev. 469, 2 (debiti). Pap. 208, 31. 468, 22. 648, 2. 712, 11 (damni). 204, 41 (dotis in Falcidia ratione). Ulp. (Trib.?) 198, 3 (eius quod possideo, officio iudicis). 804, 22. Paul. II, 5, 3 (debiti ex pari specie et causa dispari). dare Paul. 468, 22. denegare Gai. 467, 20. *destinare cui petitioni specialiter* Ulp. 468, 13 (fuitne deductionem?). *exprimere verbis formulae* Gai. IV, 64. *habere* Pap. 468, 27. Ulp. 73, 9 (fructum). (Trib.?) 411, 3. *obicere* Ulp. 468, 3 (fuit deductionem). (12). Paul. 469, 3 (eius pecuniae quam ipse tutor suo nomine adversario debet). *opponere* Gai. (IV, 66). Pap. 725, 20. Ulp. 468, 3 (fuit deductionem). Herm. 883, 43. pati Ulp. 28, 31 (eius quod gessit). 723, 18. ~ *citra ullam compensationem retinere usuras* Pap. 768, 9. ~ *in compensationem deducere* Iav. 468, 19. Gai. 467, 22. venire Iav. 468, 15. Ulp. 467, 22. vocari Gai. IV, 66. *in compensationem possidet creditor pignus* Mod. 413, 16. *remanent fructus penes emptorem* Paul. I, 9, 7 (usurarum). ~ *inter compensationem, quae argentario opponitur, et deductionem, quae obicitur bonorum emptori, differentia* Gai. IV, 66. ~ *ob compensationem mutui criminis rem communicare* Ulp. 808, 3. ~ *per compensationem solidum servamus* Paul. 467, 22. — C. *Genet. compensationis aequitas* Pap. 468, 20. 180, 14. ius Pap. 468, 27. 766, 24. *rationem habere* Gai. IV, 63. Ulp. 101, 6. 467, 22. 723, 4. 801, 4. *ratio in intentione ponitur* Gai. IV, 68. *ratione percipere debitum* Pap. 61, 22. — D. *Dativ. compensationi locus non est in causa depositi* Paul. II, 12, 12. *non prodest inanis usurarum stipulatio* Pap. 725, 41. *sufficit Falcidia*

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complango. navem iisdem tabulis *Paul.* 663, 7. 719, 35.

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complotor. *Forma.* complotor *Gai.* IV, 53. (*per notam scriptum*: *plexus*). 166, 3. *Paul.* *coll.* 2, 6, 2. (*comploti codd.*) *Ulp.* 114, 35. 357, 3. 603, 3; complotor *Gai.* II, 74. et *ceteris locis Dig.* —

Significatio. I. *Proprie.* planta radicitus terram *Gai.* II, 74. — II. *Translate* = *comprehendere*. A. *Active usurpatum.* 1) complotitur quis: praetor omnes, qui absentes non defenduntur, clausula *Ulp.* 142, 30. quod interdictio *Gai.* IV, 166, 3. omnes contractus *Ulp.* 357, 3. do-tem praeclegatam *Ulp.* 288, 34. utrumque sexum *Ulp.* 40, 35. vim factam a quocunque *Ulp.* 114, 35. imperator libello *SC.* *Ulp.* 187, 35. quae supra complexas sum *Sever.* *Ulp.* *rat.* 158. *is, qui accusat, agit, petit, stipulatur, testatur, quocum agitur simil.* edere est in libello comploti *Ulp.* 59, 3. cum quo adulterium fecerit

Ulp. 809, 38 (denuntiationi). plus intentione *Gai.* IV, 53. quid legato *Ulp.* 137, 38. quo illic non habuit *Ulp.* 585, 1. singula litteris *Div. Fr. Paul. rat.* 245. diem et horam denuntiatione et ubi et quod opus futurum sit *Ulp.* 603, 38. signati argenti numerum *Ulp.* 741, 33. pactum et stipulationem instrumento totum *Paul.* 726, 21. personam filii *Iul.* 658, 38. plures res *Paul. coll.* 2, 6, 2. sortem et usuras rationibus breviaris in aere alieno inter ceteros creditores *Scæv.* 137, 2. speciem et pondus argenti vel auri depositi *Ulp.* 472, 18. 18. tempus *Paul.* 661, 3 (tacite). — 2) complectitur quid: actio possessionem *Ulp.* 203, 1. appollatio personae, gradus, persona etc. personas tot *Paul.* 354, 38. 356, 18. 357, 37. 358, 38. condicio vitae tempus *Iul.* 431, 2. edictum non omnia opera *Ulp.* 374, 37. exceptio doli personam eius qui dolo fecit *Ulp.* 635, 38. interdictum id quodcumque aut vi aut clam factum est *Ulp.* 606, 38. lex: aestimationem *Ulp.* 736, 38 (Aquiliana). omnem alienationem emptionis verbo *Pomp.* 465, 38 (XII tab.). immunitates *Call.* 919, 4 (nominativum). specialia verbo generali *Ulp.* 285, 12. oratio non solum virum et uxorem, sed etiam ceteros *Ulp.* 708, 11. bonorum possessio gradus sex *Ulp.* 348, 3. senatusconsultum duas species *Ulp.* 736, 38. sententia constitutionis hunc (id est maiorem) *Ulp.* 129, 38. verbum *Pap.* 952, 38. *Ulp.* 933, 38. 948, 38. *Paul.* 258, 31. — 3) *Passive usurpatum.* complecti eos lege *Pompeia Marcian.* 822, 3. ea testatione *Paul.* 143, 12. id ipsam testatione *Pomp.* 643, 12. id ipsam decreto *Ulp.* 447, 38 (corr. 1). quorundam nomina libellis complexa (plexa F) *Ulp.* 864, 38. via saepina facta *Scæv.* 674, 1 (corr. 1).

compleo. *Forma.* compleo 43, 2. 361, 38; ceteris locis compleo. — *Significatio.* I. *Proprie.* libros *Pomp.* 9, 1. — II. *Translate.* A = *perficere.* possessionem *Paul.* 145, 21. usucapionem *Gai.* II, 42. 204. *Pap. rat.* 12. bonorum venditionem *Gai.* III, 79. virilem vigorem *Ulp.* 125, 19. ~ id, quod pepigerant *Herm.* 524, 38. conditionem *Mod.* 43, 3. electionem promissoris *Paul.* 719, 38. voluntatem testamenti *Pap.* 832, 28 (sollemniter). — B. *explere.* 1) *assem* *Pap.* 858, 10. — 2) numerum personarum *Paul.* 359, 1. 360, 1. 361, 38. 38. — 3) tempus. aetatem *Pap.* 635, 3 (certam). 858, 28 (puberem). *Ulp.* 230, 41 (nubilem). annum duodecimum *Ulp.* 815, 17. annum quartum decimum *Ulp.* 815, 19. 21. 14, 38. 37. 463, 2. annum vicissimum *Ulp.* 421, 3. annum vicissimum quintum *Ulp.* 132, 12. 760, 12. annos *Ulp.* 79, 12 (decem et septem in totum). 126, 9 (viginti quinque). diem novissimum totum *Paul.*

642, 28. iustrum *Ulp.* 358, 2. quinquennium *Scæv.* 113, 17. tempus *Maecian.* 253, 18 (deliberationis). *Ulp.* 908, 41. *Herm.* 405, 37 (conductionis).

complexus. *nominum et rei* *Paul.* 945, 41.

complures. *Forma.* in *Gai. Instit.* complures I, 147. IV, 44. complures I, 90. 91. III, 33. IV, 22. cōplura I, 112. *per notam scriptum* (aplures) I, 96. IV, 11. in *Dig. semper* complures. *Gen. Phr.* complurim, *Neutr. Plur.* complura. —

Significatio. I. *Vice Adeptivi fungens.* complures actiones *Gai.* IV, 11. amici *Mod.* 846, 10. anni *Scæv.* 85, 3. auditores *Pomp.* 9, 3. causae *Gai.* 935, 3. I, 147. constitutiones *Paul. rat.* 247. creditores *Ulp.* 563, 3. donationes *Iul.* 408, 1. epistulae *Gai.* I, 96. formulae *Gai.* IV, 44. fundi *Call.* 632, 3. gradus *Gai.* III, 33. impensae *Gai.* 194, 27. leges *Gai.* IV, 22. liberti *Val.* 98, 18. libri *Pomp.* 9, 18. 10, 3. 11. complura maucipia *Call.* 631, 2. *Paul.* 97, 38. complures mercatores *Paul.* 419, 31. res *Call.* 632, 1. *Ulp.* 131, 21. complura rescripta *Call.* 876, 38. responsa *Pomp.* 8, 11. senatus consulta *Paul.* 747, 21. complures viri honesti *Iul.* 454, 3. voces *Ulp.* 777, 4. volumina complura *Pomp.* 9, 17. (complures aliae causae *Gai.* I, 147. leges *Gai.* IV, 22. alii c. gradus *Gai.* III, 33. aliae c. formulae *Gai.* IV, 44. impensae *Gai.* 194, 27. aliarum rerum complurim *Call.* 632, 1). —

II. *Vice Substantivi fungens.* A. *Masculinum.* 1) *Nom.* complures confuderant frumentum in navem *Aff.* 567, 2. distinguunt et putant (existimant) *Gai.* I, 90. 91. aequilabant *Iar.* 293, 31 (cum plures F). existant heredes uni patrono *Pomp.* 322, 18. indebant pila *Aff.* 293, 3. putant *Paul.* 289, 38. (vid. distinguunt). — 2) *Accus.* complures heredes substituit, instituit *Iul.* 855, 2. 856, 9. heredes reliquit *Mod.* 44, 31. — 3) *Genet.* complurim persona *Paul.* 859, 2. aeruus *Ulp.* 779, 38. — 4) *Dat.* compluribus placuit *Call.* 852, 38. — B. *Neutrum.* 1) *Nomin.* complura aguntur et fiunt *Gai.* I, 112. sunt *Ulp.* 148, 30. — 2) *Accus.* complura allegare *Paul. rat.* 245. impendere in rem pupilli *Iul.* 802, 1. (alios complures *Mod.* 44, 31. alia complura talia *Ulp.* 148, 30).

complurimus. complurimis constitutionibus *Call.* 914, 13 (quam plurimis *Hal.*).

compono. I. *Proprie.* lapides *Ulp.* 286, 30 (male). 153, 38 (scilicet pretiosos). sarcinulas *Ulp.* 142, 3. tabulas navis *Paul.* 663, 38. 719, 38. ~ leges sine ordine latas in unum *Pomp.* 3, 28. legata *Tryph.* 869, 2. ~ fere = *formare:* patrimonium *Iul.* 764, 2 (ita compositum, ut). nomen *Paul.* 805, 38. ~ fere = *condere:* fructus in urecis capsellis *Ulp.* 125, 38. faenum in villa urbana

Ulp. 560, 37, 30. *~ fere* = *collocare*. leges pro rostris *Pomp.* 4, 3. — **II.** *fere* = *concipere*, *conscibere*. actiones *Pomp.* 4, 16 (ex legibus). 20, 28. carmen famosum *Paul.* V, 4, 15. compromissum *Ulp.* 153, 27. edictum *Pomp.* 9, 27. formulam *Gai.* IV, 60. ius *Pomp.* 4, 13 (compositum a prudentibus). libellos *Mod.* 756, 7. librum *Ulp.* 773, 13. psalterium *Paul.* V, 4, 16, 16. stipulationes *Iul.* 658, 7. — **III.** *fere* = *computare*. erit componendum, quanti minoris sit *Ulp.* 615, 19. — **IV.** *fere* = *inter se conciliare*. quos potest iurisdictione sua componere *Ulp.* 220, 8. *cf.* quae sunt transactione composita *Paul.* 954, 10. — **V.** *fere* = *instituere, parare*. rationem legis *Falcidia* *Gai.* 216, 16 (*corr.*). rem *Ulp.* (*Trib.*) 375, 12 (ita nt). de pactis inter emptorem et venditorem compositis *P.* 513, 4.

comporto. uvas in qualis vindemiatoriis exceptorisque *Ulp.* 125, 13.

compos. mentis. **I.** obligari potest pater familias compos mentis *Paul.* 646, 33. compositibus mentis personales actiones (*corr.*) etiam ignorantibus adquiruntur *Marcell.* not. ad *Pomp.* 816, 20. licentia erit compoti mentis personae furenti nuntium mittere *Ulp.* (*Trib.*) 722, 2. *cf.* 721, 36. — **II.** *de eo, qui num compos mentis sit dubitatur*. prodigia curator datur, etsi mentis suae videbuntur compotes esse *Pius Ulp.* 756, 8. qui parricidium admisit, ntrum simulato furore facinus admisisset an re vera compos mentis non esset *Ulp.* 36, 19. ne homo qui talem condicionem (in testamento) posuit neque c. m. esset *Mod.* (*Trib.*) 864, 36. — **III.** *de eo, qui non est compos mentis*. a) testis adhiberi non potest *Ulp.* 817, 9. *eo scripto herede non impeditur fideicommissa libertas* *Ulp.* 447, 32. *~ b)* compos mentis esse desiit *Pomp.* 644, 30 (qui alienam pecuniam credendi causa dedit). *~ c)* *de eo, qui falso compos mentis existimatur*. pecuniam quasi mutuum dedit *Pomp.* 359, 23 *fere* = 644, 13. lussit debitorem creditori solvere *Ulp.* 634, 33. *cf.* *Herm.* 637, 16 (*del. Mo.*) — **IV.** *de furioso mentis compote facto*. *Scaer.* (*test.*) 112, 8. si ante mortem obierit quam hereditatem agnosceret *Pap.* 278, 3. bon. possessionem petiit *Ulp.* 370, 13.

compositio. criminis *Paul.* 837, 11. **compositum.** neutrum compositum (*de honorario causidico nomine palmarii cauto*) licitam quantitatem excedat *Serer.* et *Ant. Ulp.* 930, 4.

comprehendo. *Forma.* comprehendo *Gai.* 1, 27 (? *cprehensa C.*). *Dig.* 197, 5. *coupraehendo Gai.* IV, 59 (? *cphendi C.*). *Dig.* 345, 26. 29, 17 (*sed littera a deleta est manu antiqua*). *compraeh-*

hendo Dig. 12, 30. 159, 42. 260, 28. 800, 33. 942, 1. *cat.* 262. —

Significatio. **I.** = *apprehendere*. possessionem hereditatis naturaliter *Iar.* 510, 33. quid peculiari nomine *Tryph.* 887, 33. — **II.** = *corripere*. eos qui caedem fecissent *Ulp.* 899, 7. fugitivum *Paul.* 345, 26. 1, 6, 5. furem *Ulp.* 738, 7. *Paul.* II, 31, 25 (24). *coll.* 7, 2, 1. 7, 5, 3, 3. (deprehensus *loc. gen.* II, 31, 3, 3). servum *Ulp.* 606, 28. — **III.** = *reperire*. argentum et vestes in fundo *Paul.* III, 6, 53. aliquid supra professionem apud tutorem *Ulp.* 795, 6. — **IV.** = *complecti*. **A.** *proprie*. arbor nondum comprehendit terram (*scil.* radicibus) *Ulp.* 763, 33. ager a duobus rivis comprehensus in formam insulae redactus *Gai.* 488, 30. — **B.** *translat.* 1) comprehenditur *quid*: palmae, caricae, uvae passae in specie pomorum *Paul.* III, 6, 77. longi temporis praescriptio decennii, vicennii spatio *Paul.* V, 2, 3. enumeratio plurium rerum disiunctivo modo *Pap.* 263, 33. omnes casus qui quandoque inciderint *Iul.* 12, 19. *~ appellatione* *Iul.* 950, 4. *Call.* 953, (3), 16. *Ulp.* 90, 38 = 948, 1. (153, 30). 271, 8. 942, 1. *Paul.* 94, 37. significatione *Char.* 915, 33. scripto ius (*consuetudinis*) *Paul.* 14, 10. *~ actione* questio *Tryph.* 370, 1. arbitrio iudicis restituitur *Paul.* 122, 29. edicto necessarij heredes *Ulp.* 900, 33. emptioe species rerum *Call.* 632, 2. in iudicio (rei ux.) dolus dumtaxat *Pomp.* 720, 29. (*scil.* in legato) pecunia *Proc.* 48, 2. (*Scaer.* 157, 17 r. i.). senatusconsulto Velleiano omnis omnino obligatio *Ulp.* 459, 27. stipulatione tam dantes quam accipientes etc. *Paul.* V, 3, 2. *~ inter cognatos agnati non comprehenduntur* *Paul.* IV, 8, 14 = *coll.* 16, 3, 14. — 2) comprehendit *quis*: comprehendimus *Paul.* 361, 15. *Mod.* 648, 2. qui iniuriarum agit, per disunctionem hoc aut illud accidisse *Paul.* *coll.* 2, 6, 2. mercatus una cautione emptiois complures fundos *Call.* 632, 2. praetor priorem aestatem *Ulp.* 581, 3. testator annos octo *Scaer.* 452, 17. haec quae ad ornamenta paraverat ornamentorum loco et appellatione *Ulp.* 153, 33. — 3) comprehendit *quid*: appellatio omnes servos *Ulp.* 950, 13. edictum (*ex con.*; edicto *codd.*) delatores *Call.* 876, 33. lex hoc omnes *Call.* 953, 2. stipulatio *Ulp.* 248, 27 (omnium dolum). 266, 2 (id quod oportebit). verba: etiam ea etc. *Cels.* 906, 26. non tantum eum etc. *Ulp.* 223, 4 (stipulationis). omnem dolum *Ulp.* 939, 33. verbum *Ulp.* 939, 17 (omnem donationem). 948, 16 (omnem omnino actionem). — **V.** = *mentionem facere*, aperte, nominatim, specialiter significare, demonstrare, de mauimiso dumtaxat senatus consulto comprehensum est nec

heredis facta est mentio *Marcell.* 243, 18. si ab altera dumtaxat parte heredis mentio comprehensa fuerit *Iul.* 159, 11. nominatim persona comprehensa *Proc.* 511, 27. quod scribenti comprehendere sit commodum *Paul.* 262, 34. nonnunquam actus supra scripti tacite recipiunt. quae aperte comprehensa vitium adferant *Pap.* 961, 31. — 1) comprehendit edictum, ne dent cognitorem *Ed. Ulp. vat.* 322. — 2) comprehenditur (comprehendit quis) adiectione *Ulp.* 438, 3. 16. *scil.* actione *Afr.* 456, 17. *Pap.* 767, 4 (tempus). *Ulp.* 472, 22 (species). *Paul.* 122, 31. 611, 27 (praecedentes impensas nominatim). (*coll.* 2, 6, 2). in cautione *Ulp.* 800, 33 (certa quantitas). *scil.* in compromisso *Iul.* 159, (11). 43 (heredis persona). in condicione *Pomp.* 263, 17 (persona). conditioni *Herm.* 198, 11 (pecunia). *scil.* in condicione *Gai.* 192, 16 (plures personae). *Maecian.* 197, 31 (tempus vel certum vel infinitum). decreto *Ed. Ulp.* 571, 31. *Ulp.* 438, 3. in decreto *Ulp.* (800, 33). *scil.* in demonstratione *Gai.* IV, 59 (minus). edicto *Marcell.* 762, 33 (modus). *Mod.* 756, 11 (de curatore instituendo). *scil.* edicto: supra *Ed. Iul.* 82, 9 (de qua). *Ed. Ulp.* 469, 13. 741, 36. ibi *Gai.* 613, 20. *cf.* *Ulp.* (581, 3). emptione *Call.* (632, 1). focdere *Proc.* 886, 31 (ut). instrumento dotali *Pap.* 368, 31. interdicto *Vem.* 602, 3 (de reficienda cloaca). in iubendo iudicare *Ulp.* 172, 8 (locus). legato *Sciae.* 157, 17 (vistorium argentum). *scil.* legato *Pomp.* 159, 43 (debitoris persona). *Paul.* 87, 14. 149, 31 (aliud). (*Trib.*) 162, 13. lege *Iav.* 260, 26 (latitudo viae). *Iul.* 12, 30 (omnes articuli singillatim). *Pomp.* (*Trib.*) 652, 46 (poena). *Gai.* I, 27 (haec ita). *Pap. coll.* 4, 8, 1 (ut). *Marcian.* 822, 3 (de consobrinis). lege commissoria *Sciae.* 530, 29 (dies). lege locationis *Marcell.* 522, 33. *Sciae.* 573, 30 (ut). *Paul.* 511, 29 (ut). 565, 3. in lege locationis *Paul.* 564, 11 (ut). *scil.* lege locationis *Paul.* 565, 2 (viri boni arbitrium). *cf.* 2. lege operis locandi *Ulp.* 561, 32 (ut). in locatione fundorum *Ulp.* 923, 11 (pactum?). libellis *Ulp.* 865, 9 (nomina). *Paul.* 797, 14. in libellis *Ulp.* 865, 1 (nomina). *scil.* libellis *Ulp.* 806, 14. 864, 33 (nomina). *Paul.* 797, 3 (neque diem neque horam). *scil.* libello, quo potior nominatur *Ulp. vat.* 166. pacto *Ulp.* (923, 11 corr.?). 959, 3. in pactis *Tryph.* 887, 31 (de quibus nihil). *scil.* in pacto *Pomp.* 408, 3 (creditoris persona). revocandis donationibus *Pap. vat.* 262 (condicio; *ex con. Mo.*). in scriptis *Ulp.* (*Trib.*) 562, 3 (certum tempus). scripto *vid. s. IV B 1*. senatusconsulto *Iul.* (16, 30). *Marcell.* (243, 10). *Pap.* 441, 10. *Ulp.* 737, 13 (ut). *Paul.* 459, 3 (plenissime ne). sententia *Afr.* 644, 3 (dies). *Call.* 862, 17. 876, 31. in servitute consti-

tuenda *Paul.* 402, 1. i. servitute imposita *Ulp.* 269, 2 (modus). stipulatione *Proc.* 668, 13. *Iul.* 378, 13 (dies). *Ulp.* (959, 3). stipulationi *Gai.* 729, 13 (persona). *Paul.* 388, 13 (dies). in stipulatione *Iul.* 658, 18 (genera). 734, 31 et 33 (persona). *Pomp.* 381, 19 (persona). *Vem.* 726, 5 (certa summa). *Ulp.* 390, 17. in stipulationem *Iul.* 734, 33. *scil.* stipulatione *Iul.* (*stip.*) 174, 1 (ut). 13 (ita). 658, 7 (specialiter). 33 (Titii persona supervacua). *Pomp.* 393, 1 (damnum). *Vem.* 676, 3 (sic). 16 (unius persona). 732, 14 (certa summa). *Gai.* 676, 33 (extranei persona). *Pap.* 669, 33 (tempus). *Ulp.* 656, 1. in pupillari substitutione *Pomp.* 853, 40 (longius tempus). tabulis *Pap.* 679, 7 (stipulationis). testamentum *Pap.* 635, 4. *Ulp.* 761, 3 (ut). 861, 14. *Mod.* 846, 4 (sic). in testamento *Ulp.* 829, 22. 870, 11. *scil.* testamento *Iul.* 29, 13 (ne). *scil.* in usufructu constituendo *Paul.* 229, 3 (pensiones specialiter). verbis *Sciae.* 133, 3. *Pap.* 961, 33 (condicio nominatim v. acceptationis). *vat.* 224 (orationis, ut). in venditione *Proc.* 576, 40. *Ulp.* 547, 31 (aperte). — (*sequitur Accus. c. Inf. vel Infinit.*: *Proc.* 576, 40. *Marcell.* 522, 33. *Call.* 876, 31. *Pap.* 635, 4. 368, 31. 441, 40. *Ulp.* 547, 31. 829, 22. 870, 14. 438, 3. *Paul. coll.* 2, 6, 2. *sequitur ut*: *Proc.* 886, 31. *Iul.* 174, 1. *Sciae.* 573, 20. *Pap. vat.* 224. *coll.* 4, 8, 1. *Ulp.* 561, 29. 737, 13. 761, 3. *Paul.* 511, 29. 564, 11. ne: *Ed. Ulp. vat.* 322. *Iul.* 29, 13. *Paul.* 459, 3. *sequitur interrogatio indirecta*: *Paul.* 122, 31. *sequitur ipsa verba, quae comprehenduntur*: *Iul.* 174, 13. 734, 33. *Vem.* 676, 3. *Pap.* 679, 7. *Ulp.* 861, 14. 390, 17. 438, 3. *Mod.* 846, 1).

comprimo. servos fame *Ulp.* 29, 11. (conpreman F¹, preman F²). aquam *Ulp.* 395, 18. **comprobo.** *Forma.* comprobo *Gai.* II, 117 (?probat C). 117. —

Significatio. I. — *probare, demonstrare.* id quod intendat comprobet atque convincat (accusator) *Paul.* 844, 39. rationes *Ulp.* 866, 11. id in iudicem *Paul.* V, 16, 12. id verum esse manifestum argumento *Iav.* 846, 19. debitum solutum esse ex tabulis cautionibusve *Paul.* 758, 1 fere = II, 31, 32. posterior solutio comprobabit, priora quinque utrum debita an indebita solverentur *Ulp.* 383, 36. comprobatus est *quis fecisse aliquid Ulp.* 321, 13. *Marcian.* 178, 3 (manifestissime). — II. — *adgnoscerere, ratum habere.* rem habere ratam hoc est comprobare adgnoscerereque *Ulp.* 732, 37. qui admisit eum fideiubentem, idoneum esse comprobavit *Ulp.* 686, 18. 'si comprobaverit' (*scil.* heres) *Ulp.* 20, 31. *cf.* 453, 36. quae acta gesta sunt a procuratore, sic ab eo comprobantur, atque si a Caesare gesta sunt *Ulp.* 37, 31. comprobat princeps: factum

praesidis *Ulp.* 828, 12. 71, 13. 820, 10 = *coll.* 1, 11, 1. sententiam praesidis *Ulp.* 71, 13. 870, 1. iudex: donationem *Ulp.* 706, 33. maior factus: quod minori sibi placuit *Ulp.* 126, 4. rem quam minor egit *Paul.* 1, 9, 3 (pacto vel silentio). emptionem *Ulp.* 774, 43. ceterum *pricatus*: contractum *Ulp.* 434, 31 (pater). emptionem *Paul.* 528, 29 (venditor). factum vicentis procuratoris actorisve *Paul.* IV, 12, 8 (dominus). iudicium defuncti *Gai.* 329, 33 (partim). *Paul.* 182, 7. iudicium patris *Afr.* 283, 31. litem quam procurator inchoasset *Scaev.* 731, 33 (dominus). cf. *Ulp.* 89, 5. metum *Ulp.* 963, 33. scil. negotium male gestum *Scaev.* 101, 31. obligationem ex parte *Paul.* 326, 33. non totum, sed partem gestare rei *Marcell.* 733, 13 (creditor). agnitionem boni possessionis *Marcell.* 364, 33. 33 (pater). testamentum agendo *Mod.* 178, 10. — III = *confirmare, recipere*; comprobatum = *placet*, comprobatum est = *obtinet*. longa consuetudine comprobata *Herm.* 14, 7. esse tolerabilia quae vetus consuetudo comprobatur *Papir.* 928, 43. comprobatur (comprobatum est) multis exemplis *Ulp.* 80, 1. multis argumentis iuris civilis *Ulp.* 496, 1. ex rescripto *Call.* 44, 12. (non) comprobata est (sollemnis institutio) illa *Gai.* II, 117, 117. talis regula *Gai.* 488, 1. sententia *Ulp.* 819, 34. sententia constitutione, rescripto imperatoris *Ulp.* 851, 16. 183, 10. 287, 13. *coll.* 12, 7, 6. sententiam utilitas comprobatur *Ulp.* 382, 31. status legibus ac moribus comprobatur *Call.* 930, 36. in repudiis comprobata sunt haec verba *Gai.* 714, 33. ~ *sequitur Acc. c. Inf.*: veteres comprobaverunt *Marcell.* not. ad *Iul.* 775, 47. comprobatum est *Ulp.* 708, 29 (secundum rescriptum). *Paul.* 665, 30.

commissarius. iudex *Call.* 159, 7. *Ulp.* 755, 22.

compromissum. plenum, prior, primum, secundum v. s. *his verbis*. — A. *Nominat.* compromissum est plenum *Ulp.* 151, 1. 17. 156, 14. non est *Ulp.* 151, 14. *Paul.* 157, 32. est nullum *Paul.* 156, 30. quasi plura sunt compromissa *Ulp.* 153, 12. ~ compromissum admittitur in impari numero *Ulp.* 152, 20. appellatur plenum *Ulp.* 153, 27. confectum est *Pomp.* 151, 27. fit, factum est *Iul.* 159, 31. *Scaev.* 159, 16. *Ulp.* (149, 36). 151, 2 (nudo pacto). *Paul.* (156, 29). intervenit *Ulp.* 150, 32. redigitur ad similitudinem iudiciorum et ad finiendas lites pertinet *Ulp.* 149, 34. solvitur *Iul.* 159, 41 et *Ulp.* 155, 13 (morte). *Paul.* 156, 1. (21; die morte acceptatione iudicio pacto). 158, 16 (commissa poena). valet *Ulp.* 152, 12. 15. 17. — B. *Accusat.* compromissum comparabimus ordinariae actioni *Paul.* 157, 3. cludere *Paul.* 156, 2. facere *Ulp.* 153, 30. ~

citra compromissum iudex datus *Pap.* 868, 1. ~ extra compromissum arbiter nihil facere potest *Paul.* 158, 5. ~ in compromissum venit *Ulp.* 153, 30. — B. *Genetic.* compromissi arbitrium *Ulp.* 153, 27. condicio *Ulp.* 155, 2. dies *Aff.* 160, 2. *Iav.* 158, 35. *Ulp.* 151, 21. 153, 22. 23. 155, 1. *Paul.* 151, 10. 40. 157, 4. 158, 4. forma *Pap.* 159, 12. poena *Ulp.* 151, 12. 154, 13. 27. 437, 4. — D. *Datie.* compromisso adicitur *Ulp.* 155, 29 (poena). 156, 7. inest locus *Ulp.* 154, 3. — E. *Ablat.* compromisso actum est *Ulp.* 153, 29. constitutus dies *Aff.* 160, 2. compromisso facto *Ulp.* 149, 30. *Paul.* 156, 29. soluto *Paul.* 156, 31. ~ a compromisso excusatus *Paul.* 151, 40. ~ in compromisso arbiter *Afr.* 644, 4. *Ulp.* 85, 12. 151, 32. *Marcian.* 160, 9. arbiter sumptus *Aff.* 160, 1. *Pap.* 158, 3. sumptus scil. iudex *Ulp.* 174, 35. iudex sumptus *Paul.* V, 5*, 1. poena *Pomp.* 651, 33. poena committitur *Iav.* 158, 31. *Scaev.* 159, 19. 34. *Paul.* 102, 34. poena petitur *Ulp.* 153, 19. 158, 23. *Mod.* 158, 30. poenam consequi *Ulp.* 551, 4. poenam debere *Marcian.* 160, 10. condemnatus *Ulp.* 382, 30. non dandam de peculio actionem *Ulp.* 437, 9 (ex c. servi). itur ad arbitrum *Proc.* 511, 30. non nasci exceptionem, sed poenae petitionem *Ulp.* 149, 30. petitur pecunia *Aff.* 160, 4. sumendus tractatus *Paul.* 157, 19. tenetur pater *Ulp.* 437, 12. ~ in compromisso, compromissis non est *quid* *Paul.* 157, 32. adscripta clausula *Ulp.* 156, 12. cavetur *Ulp.* 153, 26 (de die proferendo). 154, 35. 155, 4 (per fideiussorem). distinguamus *Paul.* 156, 16. non egredietur arbitrium personae insertum personam *Ulp.* 159, 20. exprimitur *Ulp.* 153, 31. 155, 2. mentio facta heredis *Ulp.* 155, 11. *Paul.* 153, 2.

compromitto. *Forma.* Perf. compromissi 156, 2. 632, 14. ff. —

Significatio. 1) compromittit legatus *Paul.* 156, 42. cf. in legatione *Paul.* 158, 30. 41. mulier alieno nomine *Paul.* 156, 10. pupillus siue tutor auctoritate *Gai.* 158, 19. servus *Paul.* 156, 32. *Ulp.* 437, 7 (cum se pro libero gereret). annus ex duobus rei aut credendi aut debeudi *Paul.* 158, 12. qui compromissis, compromiserunt *Ulp.* 155, 15. *Paul.* 159, 29. alter ex compromittentibus furere coepit *Iul.* 159, 31. quem paenitet compromissis *Paul.* 156, 2. si compromiserit *Paul.* 628, 12. — 2) cum eo *Ulp.* 632, 17. *Paul.* 156, 31 (cum servo). cum defuncto *Paul.* 157, 5. cum fideiussore *Ulp.* 155, 30. cum herede *Paul.* 241, 41. — 3) in eum *Ulp.* 153, 22. 154, 2. in eundem *Ulp.* 153, 30. in se *Ulp.* 150, 21 (iudex). *Paul.* 152, 4. 157, 21 (in se vel in alium; *prius* in om. F). in duos *Ulp.* 152, 15. 15. (*Triu.?*) 21. in tres *Ulp.* 152, 21. in plures

Ulp. 152, 24. Paul. 157, 9. in arbitrum Ulp. 632, 14. Paul. 152, 31. in iudicio Paul. 135, 26. in pupillum, furiosum, surdum, mutum Ulp. 150, 22. in servum Ulp. 150, 19. 11. (in Titium et servum). 20. — 4) compromissa pecunia Ed. Ulp. 150, 1. 24. Paul. 156, 18. poena Ulp. 151, 3. de poena vid. s. 5). res Paul. 157, 32. summa Paul. 155, 21. — 5) de controversiis Ulp. 151, 12. 13. de homine (mortuo) Paul. 156, 25. de poena Ulp. 153, 21. de re Ulp. 151, 16. Paul. 155, 31. (156, 41). 157, 31. ~ ex qua causa Ulp. 437, 14. — 6) quatenus Paul. 157, 32. ad hoc ut Paul. (Trib.) 157, 31. ita (ut) Ulp. 152, 10. 12. Paul. 150, 18. de omnibus simul ut dicat sententiam Ulp. 153, 12. — 7) ubi Ulp. 154, 5. Romae Paul. 156, 23. in legatione vid. s. 1). **compulsio.** cessat scil. adeundi hereditatem Ulp. 232, 13.

computatio. Forma. computatio 545, 2. — **Significatio.** difficilis, facilis, illicita, immodica vid. s. his verbis. — I. computatio pecuniae. A. **Nomin.** computatio est facilis Ulp. 222, 21. difficilior Afr. 545, 8. efficit Rescr. Ulp. 142, 24. facit Marcian. 585, 4 (mortis et usurarum). fit Clem. 192, 3. Ulp. 223, 28. (Falcidia). II, 11 (pretii). Marcian. 220, 23. intervenit Gai. II, 265 (pretii). praedicit Ulp. 222, 28. — B. **Accus.** computationem facere Ulp. 188, 25. Macer 214, 28 (in alimentis). 28 (usus fructus). habere Iul. 461, 40 (rationum). inire Afr. 220, 10. Ulp. 449, 30. inire Falcidia Ulp. 228, 24. Paul. 206, 27. ~ ad computationem usurarum reddere rationes Scaev. 772, 25. vocari Ulp. 562, 31. ~ circa computationem errare Afr. 186, 25. iure uti Macer (214, 28). ~ extra computationem patrimonii esse Paul. 934, 4. ~ in computationem cadere Gai. 350, 30. cedere Marcian. 209, 3 (legis Falc.). prodesse Marcian. 220, 21 (Falcidia). venire Pomp. 410, 4 (donationis). Ulp. 718, 12. in comp. leg. Falc. Iar. 213, 14. Gai. 217, 10. 250, 18. Maecian. 209, 1. ~ propter computationem legati pluris venire potest hereditas Afr. 334, 11. — C. **Genet.** computationis error Macer 873, 17. 20. modus Ulp. 922, 28. — D. **Datit.** computationi forma est Macer (214, 28). locus est Ulp. 223, 26. — E. **Ablat.** computatione aestimare Iar. 335, 13. 20. ~ ex computatione colligitur pecunia Iul. 454, 3. ~ in computatione committendas esse utrasque partes Paul. 202, 7 (legis Falc.). deducere dotem Iul. 218, 4 (hereditatis). fallere Ulp. 348, 19. fit detractio debiti Tryph. 727, 7. (in comp. quantum facere possit filius). inventur nihil Afr. 545, 3. mentiri Paul. 828, 28. — II. computatio temporis. fit annorum Macer 214, 23. 27. ii. com-

putationem inire Macer 214, 23. 25. computationi quinquennii exitum tempus Paul. 813, 28. extra computationem utilium dierum Pap. 806, 28. — III. computatio personarum Paul. 357, 12.

computo. Forma. computo Gai. II, 172 (?putantur C). III, 212 (?putat C). Dig. 271, 28. —

Significatio. I. = numerare. octo personas Paul. 357, 1. cf. s. 358, 22. 23. 359, 3. 361, 3. 362, 1. 12. ~ quadraginta octo libros (Homeri) Ulp. 88, 28.

— II. = habere in numero. pro filiis familiarum Tryph. 887, 27. in numero desertorum Macer 896, 28 (corr.?). cf. Marcian. 825, 1 (corr.?). ~ fugitivos Paul. IV, 14, 3 (in ratione legis Fufiae Caninae). servos non in patris familia Mod. 424, 4.

— III. = habere in numero Ulp. 153, 28. aquae haustum etc. in rusticis servitutibus Ulp. 238, 22. — IIII. computare tempora Ulp. 146, 23 (ad reverendum). 870, 28 (ad appellandum). Paul. V, 5*, 2 (solutioni praestituta). Mod. 789, 2. tempus

Pomp. 652, 28 (integrum). Ven. 683, 28. Pap. 313, 44 (annui). Call. 875, 12. Ulp. 145, 8 (restitutionis). 717, 28. 29. 718, 10 (ad quinquennium). 271, 28 (continuum sex mensium). 536, 1 (iudicati actionis). 4

(legitimum). 870, 28 (ad appellandum). Paul. 189, 41 (ad parendum conditioni). V, 5*, 8 (longum). annum Ulp. 281, 20. 450, 29. 563, 2. 592, 4. 609, 3. Paul. 717, 28. Marcian. 839, 21. Macer 839, 28. annum

utilem Pap. 767, 3. Ulp. 450, 28. 561, 11. annos Caes. nost. Cels. 645, 28. Scaev. 452, 12. Pap. 629, 28 (quattuor). diem totum postremum Ulp. 519, 11. dies Gai. II, 172. Pap. 806, 24. 27. 28 (sexaginta).

Ulp. XXII, 32. 32. Paul. V, 33, 1. 1 (quinque). Macer 838, 28 (triginta). biduum vel triduum Ulp. 870, 28. 871, 28. Marcian. 865, 28. sex menses Ulp. 813, 2.

cf. (271, 28). sessionem, sessiones Ulp. 363, 27. cf. (rat. 161. 271, 28). — IV. rationes computare, simil. = rationem inire, explorare. rationem accepti atque expensi Macer. 72, 28. rationes Iul. 454, 3. Pap. 466, 31. Call. 196, 13. Ulp. 514, 22.

reliqua Pap. 466, 28. — V. = in rationem inducere, imputare. A. absolute dictum. Pap. 56, 7. — B. aliquid. quod in actionibus erit Ven. 114, 12. quod ceteri qui supersunt (scil. ex comoediis, symphoniis) depretati sunt Gai. III, 212.

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concitator. concitatores populi *Paul.* V, 22, 1 (populo concitato 853, 34 loc. *gem.*). seditionum *Mod.* 867, 3.

concelto. equum *Ulp.* 276, 18 (dolore; dolone *Gothofr.*). 280, 7. alia quadrupes aliam *Ulp.* 276, 22. 22. ~ alios ad vociferationem *Ulp.* 777, 12. hostem *Marcian.* 802, 43. milites *Ulp.* 802, 33. atrocem seditionem militum *Mod.* 893, 37. populum *Paul.* 853, 34 (populo concitato; vel populi concitatores V, 22, 1 loc. *gem.*). turbam adventu suo *Ulp.* 767, 30.

conclave. conclave binarium aedium domus ex aliis aedibus in aliarum usum convertit *Ner.* 394, 33 fere = *Paul.* ad *Lab.* 78, 33. effregit vel aperuit furandi animo *Paul.* II, 31, 35. intrare furti faciendi causa *Paul.* 743, 1. introire *Ed. Ulp.* 741, 22. ~ ante conclave custodes positi *Ed. Ulp.* 741, 22. ~ in conclave ire *Ed. Ulp.* 741, 20. ~

conclavis ostium *Ed. Ulp.* 741, 19. imus paries *Paul.* 256, 31. ~ conclavi eodem fuit *Ulp.* 898, 5. in conclavi esse *Ed. Ulp.* 741, 25. *Hadri.* *Ulp.* 897, 12. exenti *Ed. Ulp.* 741, 27. paritura erit mulier *Ed. Ulp.* 741, 18.

conclindo. I. = claudio, portas appellatus est conclusus locus *Ulp.* 938, 31. statio conclusa atque munita *Ulp.* 938, 31. — II. = includo. A. proprie, apes alveo *Gai.* 487, 30. filius ingenuus raptus atque conclusus *Pius Ulp.* 816, 34. — B. translate = comprehendendo. quod ageretur, verbis stipulationis *Pap.* 576, 22. plures causas una quantitate *Ulp.* 728, 35. desiderium parte formulae (intentione) *Gai.* IV, 41. modum scripturae certo fine *Paul.* III, 6, 37. usum anni temporis spatio *Ulp.* 592, 3. — **III. fere = concipere.** hoc iudicium non ad id quod interest, sed quanti ea res est, concluditur *Ulp.* 43, 36.

concordium. mulier veluti venali concordio ne dotata sit convenit *Pap.* 691, 22. ne concordia pretio conciliari viderentur (videretur *dett. quidam cum B S*) *Imp. Ant. Ulp.* 696, 11.

concordo. si . . concordaveris (*scil.* cum herede) *Scæv.* (*test.*) 111, 31. concordantibus viro et uxore *Ulp.* 708, 20. matrimonium concordans *Ulp.* 617, 30. 31. *Paul.* V, 6, 15. concordatum *Pap.* 807, 17.

concremo. si ex eo (incendio) seges vel olivae vel fructiferae arbores concrementur *Paul.* V, 20, 3 = coll. 12, 2, 2.

concubina. paelicem nunc vero nomine amicum, paulo honestiore concubinam appellari *Paul.* 946, 14. concubina ex sola animi destinatione aestimatur *Paul.* 744, 21. ab uxore solo dilectu separatur *Paul.* II, 20, 1. honestius est patrono libertam concubinam habere quam matrem familias *Ulp.* 744, 6. eo tempore quo quis uxorem habet concubinam habere non potest *Paul.* II, 20, 1. stipulatio, si concubinae tempore matrimonii consuetudinem repetisset, ex bonis moribus concepta *Pap.* 670, 3. concubinae adinundum concubium, si patronum invitum deserat *Ulp.* 744, 5. si concubinam sibi adhibuerit, credendus est patronus nolle libertam nuptam *Ulp.* 716, 30. stuprum in ea non contrahitur *Pap.* 180, 31. cf. *Mod.* 814, 6, sed incestum *Ulp.* 665, 7. cuiuscumque aetatis concubinam habere posse, nisi minor annis duodecim sit *Ulp.* 744, 12. ex ea provincia, in qua quis aliquid administrat, habere potest *Paul.* 744, 22. si patronus libertam habens concubinam furere coeperit, in concubinatu ea est *Paul.* 744, 11. est in adulterio *Ulp.* 807, 35. cf. 38. 808, 2. non continetur generali obligatione *Ulp.* 582, 31. cf. *Paul.* V,

6, 16. excipitur bonis venditis *Paul.* 555, 33. amovit res *Ulp.* 734, 4. donationes in concubinas collatas non posse revocari *Pap.* 413, 11 unde rest. rat. 253 b. c. *Ulp.* 696, 22. parvi refert, uxori an concubinae quis leget, quae eius causa empti parata sunt: sane enim nisi dignitate nihil interest *Ulp.* 87, 16. sed cf. *Lab.* 77, 37. 39. concubinae legatum vel fideicommissum datum *Cels.* 42, 3. 34. *Scaev.* 85, 11. 11. 145, 18. 31. *Claud. not. ad. Scaev.* 145, 33. *Pap.* 110, 11. 180, 11. de concubinis *P* 744, 2. *Paul.* 11, 20 *P*.

concubinatus. quia per leges nomen assumptum, extra legis poenam est *Marcian.* 744, 21. in liberae mulieris consuetudine non concubinatus, sed nuptiae intellegendae sunt *Mod.* 660, 20. ~ in concubinatu(m) esse *Val.* 326, 31 (liberta patroni perinde ac si nupta eidem esset). *Scaev.* 353, 17 (privignus et is est, qui cum in concubinatu erat mater eius, natus ex ea est caque postea alii nupta sit). *Ulp.* (*Iul.*) 716, 17 (alterius). 744, 2. 10 (in patroni fuit c., deinde filii esse coepit vel in nepotis vel contra). *Paul.* 744, 15. *Marcian.* 744, 16 (in c. potest esse et aliena liberta et ingenua et maxime ea quae obscuro loco nata est vel quaestum corpore fecit). habere *Ulp.* 744, 7 (solas eas posse, in quas stuprum non committitur). 9 (damnata adulterii). *Marcian.* 744, 11 (honestae vitae et ingenuam mulierem). in concubinatum (concubinatus) se dare *Ulp.* 744, 4 (alteri). 807, 31 (dando matronae nomen non amisit). tradere *Marcell.* 662, 12 (alterius quam patroni). ~ per concubinatum adulterium non committitur *Marcian.* 744, 21. ~ concubinatus tempore praedia et mancipia Seiae data *Scaev.* 713, 12. data cibaria *Scaev.* 713, 15. **concubitus.** non facit nuptias *Ulp.* 184, 16 = 958, 35.

concumbo. si constet maritum aliquamdiu cum uxore non concubuisse *Ulp.* 19, 4.

concurator. *Ulp.* 764, 25. 778, 27.

concurro. I. *Proprie.* cum stramenta ardentia transilient duo, concurrerunt *Paul.* 290, 20. — II. *Translate.* A. concurrunt personae, quibus idem competit: in gradu cognationis *Gai.* 351, 3. 3. 4 (cum superioris ordinis cognatis). 3. in hereditate *Pap.* 179, 1 (filio filia). 858, 19 (Sempronius Titio). *Ulp.* 300, 3. in legato *Iul.* 24, 51 (in eundem servum). 35. *Flor.* 35, 33. *Ulp.* XXIV, 12. in bonorum possessione *Gai.* 111, 26. *Ulp.* 311, 41. in usu vel usufructu *Pap.* 235, 15. 20. 21. *Ulp.* 232, 3 = *rat.* 77 (sibi). 246, 7. *rat.* 87 (sibi). 87 (matri non in totum, sed alter pro alterius portione). *Paul.* 111, 6, 25. in pignus *Ulp.* 591, 21. in pignore *Ulp.* 591, 21. — B. concurrunt res, iura, facta

fere = coincidere. omnia *Div. Fr. Marcian.* ad *Pap.* 665, 15 (in nnum). *Pap.* (*Trib.*) 65, 29 (in nnum aequalitatem). *Paul.* 625, 33. in nnum concurrunt, ut et heres existat et dies legati cedat *Gai.* 18, 17. *sim. Gai.* 1, 17 (tria haec, ut). *Ulp.* 213, 19. 796, 13 (utrumque ut). *Paul.* 513, 10. ~ actiones *Ulp.* 278, 22 (utraque actio et legis Aquiliae et iniuriarum). 546, 11 (duas in eiusdem persona). 648, 33 fere = 964, 33 (poenales). 959, 33 (plures eiusdem rei nomine). contumacia iuris et contumelia sanguinis *Pap.* 814, 35. delicta plura *Ulp.* 736, 33. dies et condicio *Iul.* 689, 7. emolumentum legati et obligatio iuris in eiusdem personam *Iul.* 262, 3. utrumque ius et naturale et civile *Med.* 352, 4. habitus corporis et numerus annorum in eundem *Ulp.* XI, 28. libertates codicillis datae cum his quae tabulis testamenti datae sunt *Paul.* IV, 14, 2. pecuniae numeratio *Ulp.* 432, 29. duae obligationes in eiusdem (unius) persona *Ulp.* 546, 2. 686, 35. possessiones duae *Iul.* 614, 14. privilegia *Paul.* 555, 7. sponsalia bina in idem tempus *Ulp.* 85, 9. — C. = *parem esse, aequare.* quod concurrunt (oppos. quod excedit) cum summa superioribus tabulis inscripta *Ulp.* 15, 33. utriusque impensae *Ulp.* 717, 41 (fere = *compensantur*). pecunia *Pap.* 248, 3. quantitas *Ulp.* 468, 7. 801, 36 (cum quantitate). summa *Mod.* 45, 16. — D. = *consentire.* affectus ex utraque parte contrahentium *Iar.* 648, 8. praesumptum cum veritate *Ulp.* (*Trib.*) 879, 41. negotii qualitas ac iudicis motus cum testibus *Char.* 653, 17. sententiae omnium in unum *Gai.* 1, 7.

concursum. I. *Proprie.* concursus aquarum in agro locum excavavit *Paul.* 397, 33. ~ hominum: coetum, concursum facere *Lex Iul. Paul.* 818, 13. V, 26, 3. — II. *Translate.* concursus est *Scaev.* 118, 41 (in legato). utriusque creditoris *Ulp.* 591, 25 (in pignore). ~ per concursum divinus ususfructus *Ulp.* 232, 9 = *rat.* 78. ~ concursus divinus ususfructus *Ulp.* 232, 14 = *rat.* 79. partes sunt *Cels.* 95, 33. *Ulp.* XXIV, 12. partes habere *Ulp.* 231, 27 = *rat.* 77. 8, 3. 385, 33 (aequaliter omnes quasi in totum missi partes habebunt).

concusio. intervenit simulato praesidis iussu *Ulp.* 787, 33. concussionis iudicium publicum non est *Macer* 787, 33. sordidis concussionibus interdictum est *Ulp.* 110, 3. de concussione *P* 787, 34.

concutio. I. *Proprie.* concutitur aedificium terrae motu *Iar.* 572, 17. paries ruina domus vicinae *Paul.* 388, 18. — II. *Translate* = *terrere.* homines *Ulp.* 35, 14. *Paul.* V, 25, 12.

condemnatialis. *Ulp.* *rat.* 142.

condemnatio. certa, communis, condicionalis, duplex, pecuniaria, posterior, tota *vid. s. h. verb.*

— **I. Sententia condemnatoria.** **A. Nominat.** condemnatio aestimari debet *Ulp.* 572, 35. continet *Ulp.* 611, 16 (pretium accessionesque). 764, 33 (duplum). crescere potest ex contumacia non restituentis *Ulp.* 372, 22. gravavit *Paul.* 764, 35 (ex cont.; condemnatione F). *fit Scaev.* 868, 40. *Pap.* 169, 21. *Ulp.* 202, 16. 210, 46. 294, 19. 332, 34. 394, 27. 472, 39 (in partem). 547, 2. 611, 15. 612, 36. 399, 18 et 19 (in partem). 546, 19. 575, 47. 576, 36. 613, 8. 749, 18. 760, 44. 881, 33. *Paul.* 306, 19 (in partem mercedis). 315, 1 (pro parte hereditaria). 316, 9. 317, 19. 27. 576, 9. 400, 34. 33. 401, 5. 539, 22. 587, 4. *Marcian.* 783, 37. 873, 36. habet nullas vires *Paul.* 290, 2. moderator pro qualitate personarum *Paul.* 102, 36. repraesentatur (sic *Graec.*; repraesentatur F) residui *Ulp.* 723, 3. sequitur *Pap.* 576, 21. *Paul.* 122, 29. 541, 13. *Marcian.* 584, 34. 411, 1. *Mod.* 799, 38. 800, 3. sumitur *Ulp.* 52, 36. tenet *Ulp.* 304, 2. — **B. Accusat.** condemnationem conferre in personam *Ulp.* 322, 16 (unius). *Paul.* 496, 25 (duorum). efficere maiorem *Tryph.* 559, 21. facere *Ulp.* 723, 28 (partis). 543, 7 (sortis). 8. habet *Gai.* 617, 8 (actio duplicem). *Ulp.* 578, 8 (interdictum). pati *Ulp.* 116, 29. sequitur iudicium noxae deditiois *Ulp.* 536, 35. subire *Ulp.* 460, 2. ~ ad condemnationem semel causa transire videtur *Marcian.* 585, 6. ~ ante condemnationem condicere *Ulp.* 461, 5. desiderare tutor potest mandari sibi actiones adversus contutorem *Ulp.* 797, 8. habere restituendi facultatem *Ulp.* 471, 2. de in rem verso patrem teneri *Ulp.* 454, 27. ~ circa condemnationes res expediri non potest *Paul.* 92, 30. ~ in condemnationem confertur negotium *Iac.* 344, 22. deducitur lis *Pomp.* 544, 21. ~ per condemnationem dirigit iudex fines *Ulp.* 306, 11. ~ post condemnationem acquirere *Paul.* 856, 38. conveniri *Ulp.* 304, 3. *Paul.* (496, 25). desiderare tutor potest etc. (c. s. lin. 28). *Ulp.* 797, 8. iudicatum facere oportere *Gai.* III, 180. reis indultum est modicum tempus *Ulp.* 167, 30. mortuus est servus *Ulp.* (Trib.) 117, 19. non pertinet ad officium iudicis futuri temporis tractatus *Paul. not. ad Pop.* 634, 12. querere *Marcian.* 861, 31. revocantur quae alienavit in fraudem creditorum *Marcian.* 857, 18. spoliari oportet *Call.* 855, 8. ~ prope condemnationem non denuntiandum est venditori, ut adsit de ea re agenda *Pomp.* 623, 30. ~ propter condemnationem Romae esse non licet *Ulp.* 721, 19. ~ secundum condemnationem exigi potest pecunia *Mod.* 539, 37. ~ ultra condemnationem noxae non multanda est mulier *Paul.* (Trib.) 735, 22. — **C. Genetiv.** condemnationis exactio *Paul.* 290, 2. metus *Call.* 857, 8.

pensatio ultro citroque *Iul.* 321, 20. periculum *Pap.* 882, 36. pronuntiatio *Marcian.* 836, 43. summa *Ulp.* 590, 22 (fuitne sponsionis?). tempus *Ulp.* (Trib.) 394, 6. (Trib.) 471, 18. *Marcian.* 862, 2. verbum *Ulp.* 536, 7. — **D. Ablat.** condemnatione contingit *Mod.* 535, 6. conveniri *Paul.* II, 30 (in duplum). plecti *Ulp.* (Trib.) 117, 3 (tripli). ~ a condemnatione relaxabitur *Ulp.* (Trib.) 117, 13. ~ ex condemnatione consequi pecuniam *Iul.* 813, 2. conveniri *Ulp.* (Trib.) 126, 2. dedit socio *Tryph.* 685, 21. redactum in rem ipsius *Mod.* 818, 18. soluta pecunia *Ulp.* (Trib.) 489, 30. ~ in condemnatione continentur res *Ulp.* (Trib.) 117, 11. non totum extorquendum est *Paul.* 967, 31. differentiam facit *Iulianus Ulp.* 548, 7 (in c. ex empto). nullo modo debet prioris iudicii ratio haberi *Gai.* 440, 6. — (condemnatio et absolutio *Paul.* 316, 3. *Mod.* 535, 4. adindicatio et condemnatio *Ulp.* 306, 11. *Paul.* 92, 30. 317, 12. cf. *Ulp.* 322, 16). — **II. Pars formulae** *Gai.* IV, 39. 43. — condemnatio certae pecuniae *Gai.* IV, 49. 52. incertae pecuniae duplicem significationem habet *Gai.* IV, 51. c. nunquam sola invenitur *Gai.* IV, 44. nullas vires habet sine demonstratione vel intentione *Gai.* IV, 44. — condemnationem concipere *Gai.* IV, 48. 68. convertere in suam personam *Gai.* IV, 35. 86. 86. in eius personam qui iudicium accipit *Gai.* IV, 87. facere conditionalem *Gai.* IV, 119. habent formulae *Gai.* IV, 48. minuire *Gai.* III, 224. IV, 57. ~ ad condemnationem ponitur deductio *Gai.* IV, 68. ~ in condemnationem inducere *Ulp.* 620, 5. — condemnationis fine constringitur res *Gai.* IV, 57. — condemnatione constringi *Gai.* IV, 52. ~ in condemnationem posita certa pecunia *Gai.* IV, 51. plus positum quam oportet *Gai.* IV, 57. ~ sine condemnatione nihil valet demonstratio (*add. Boecking*) *Gai.* IV, 44.

condemno. **I.** nemo qui condemnare potest, absolvere non potest *Ulp.* 959, 18. condemnandi absolventive potestas *Gai.* IV, 43. ne quis ob hominem condemnandum absolventemve aliquid acceperit *Macer* (Lex. *Iul.*) 830, 27. qui aliqua potestate praeditus civem Romanum .. appellentem .. condemnavit *Paul.* (Lex. *Iul.*) V, 26, 1. si pronuntiavit 'calumnians es', condemnavit eum *Marcian.* 835, 29. — **A.** condemnat arbiter *Alf.* 403, 2. *Scaev.* 869, 3. *Paul.* 153, 1. iudex *Afr.* 406, 11. *Gai.* IV, 51. 119. 119. *Ulp.* (Trib.) 371, 11. 12. 723, 6. 342, 3 (del. *Mo.*). 699, 2. iudices (fuitne consules?) *Ulp.* 538, 11. — **B. I)** condemnatus decessit aut civitatem Romanam amisit *Gai.* 49, 25. desit esse solvendo *Pap.* 694, 31. efficitur infamis

Paul. V, 4, 19. habetur infamis *Iul.* 319, 35. tardius sententiae paruit *Pap.* 634, 10. praestitit *Ulp.* 532, 8. repetere potest *Ulp.* 381, 35. *Paul.* 387, 35. iudicatum se esse significat *Gai.* III, 175. pecuniam solvat *Ed. Ulp.* 535, 35. ~ condemnatum accipere debemus eum, qui rite condemnatus est, ut sententia valeat *Ulp.* 536, 3. ~ condemnati nomine pecunia deposita *Ulp.* 538, 35. ~ condemnato inportat infamiam actio *Macer.* 795, 35. interdicitur commodis praemiorum *Pap.* 541, 3. praestatur tempus legitimum *Pap.* 634, 22. succurri solet *Marcell.* 536, 44. ~ pro condemnato fideiussit (*fuine viudex extiterit?*) *Gai.* 49, 31. — 2) condemnatum. usurae pecuniae in condemnatum deductae *Scac.* 544, 15. — C. condemnatur adulter *Ulp.* 810, 3. 2. auicus *Pap.* 106, 1. negotiorum gestor vel tutor vel curator *Scac.* 868, 11. debitor *Gai.* III, 180. *Scac.* 124, 35. defensor *Scac.* 730, 35. *Ulp.* 437, 30 et 454, 31 (quasi d.). *Paul.* 800, 13. dominus *Ulp.* 440, 1. *Paul.* 339. emptor *Ulp.* 608, 35. exheritor *Ulp.* 761, 35. fideiussor *Ulp.* 75, 11. 17. 483, 7. filius *Ulp.* (454, 31 quasi defensor patris). 688, 8. *Paul.* 315, 33 (cum patrem defenderet). 431, 4. frustrator *Pap.* 106, 1. heres *Ulp.* 299, 3. *Pomp.* 158, 15. *Pap.* 273, 15. *Paul.* 884, 35 (a fisco). *Macer.* 543, 35 (debitoris). mandator *Scac.* 497, 1. mensor *Ulp.* 348, 6. miles, qui sub armata militia stipendia meruit *Ulp.* 536, 15. 538, 46. minor quasi contumax *Herm.* 128, 33. mulier *Ulp.* 461, 4. 810, 2. *Paul.* 653, 4. pater qui dotem pro filia dedit (promisit) *Macer.* 837, 8. 11. 13. possessor *Ulp.* 190, 35 (ut possessor). *Marcian.* 592, 41. procurator *Pap.* cat. 332. *Ulp.* 535, 35. puella *Ulp.* 42, 10. pupilla *Scac.* 541, 35. (*Trib.*) 35. socius *Pap.* (634, 7). tutor *Pap.* 800, 11. *Ulp.* 759, 31. 35. 765, 7. *Mod.* 642, 9. venditor *Pomp.* 544, 30. *Tryph.* 304, 13. *Ulp.* 609, 3. ~ ceterum: *Cels.* (*Trib.*) 195, 3. 207, 34. 646, 6. 712, 35. *Iul.* 173, 25. 299, 30. 31. 329, 3. 339, 31. 706, 31. 35. *Ven.* 610, 35. *Gai.* 61, 37. 444, 2. 488, 40. 249, 35. III, 180. *Marcell.* 476, 3. 492, 10. 536, 35. *Pap.* 448, 23 (iniuria iudicis). *S. C. Iuvent.* *Ulp.* 187, 36. 190, 6. 36. *Ulp.* (*Trib.*) 117, 13. 172, 14. 186, 32. 300, 35. 301, 10. 304, 1. 332, 37. 31. 381, 35. 410, 32. 434, 32. 471, 2. 482, 37. 507, 35. 532, 2. 610, 23. 341, 35. 478, 35. 536, 3. 537, 35. 538, 35. 544, 37. 545, 35. 616, 36. 687, 35. 762, 35. 773, 31. 866, 8. 15. rat. 339 (*suppl.*). *Paul.* 137, 31. 194, 6. 205, 6. 206, 2. 306, 25. 317, 36. 369, 30. 443, 11. 486, 1. 541, 15. 645, 17. 705, 15. 873, 37 (ineffectu). 884, 35. V, 6, 2. *Marcian.* 819, 3. 836, 46. 865, 35 (in coheredum praedictum se condemnari pati). *Macer.* 837, 15. 865, 11. 873, 33. — D. condemnari pro aliquo. nomine filii *Iav.* 680, 3. puellae

Pap. 170, 10. servi *Ulp.* 440, 2. *Paul.* 327, 15. (communis). cuius *Paul.* (*Trib.*) 137, 36. alieno *Ulp.* 83, 33. hereditario *Gai.* II, 252. procuratorio *Ulp.* 89, 35. suo *Ulp.* (532, 36). *Paul.* 85, 35. ~ pro contutore *Ulp.* 762, 15. 797, 3. pro parte sua *Paul.* 425, 31. 400, 11. pro ea parte quam administraverunt (tutores) *Pap.* 727, 15. pro portionibus hereditariis *Scac.* 888, 31. — E. condemnare alicui. *Lab.* (*Trib.*) 572, 35. *Iav.* 758, 35. *Cels.* 712, 15. *Iul.* 321, 35 (alterum alteri). 543, 35. 688, 15. *Gai.* 308, 35. (453, 30). IV, (*form.*) 43. 126. *Pap.* 159, 15 (fisco). *Ulp.* 75, 12. 532, 10. 611, 12. 13. 20. 535, 35. 537, 35. 544, 40. *Paul.* 193, 3. (725, 1; fisco). *Macer.* 873, 35. ~ inter se *Paul.* 307, 4. — F. Summa et finis condemnationis. 1) condemnare aliquid. centum *Macer.* 873, 11. centum et viginti *Pap.* 396, 30. ex tribus arbitris unus quidecim, alius decem, tertius quinque *Ulp.* 155, 15. decem aut noxae dedere *Ulp.* 536, 30. sestertium decem milia *Gai.* (*form.*) IV, 43. 43 (*suppl.*). 46. 50. 51. 86. id (in id *edd.*) quod facere potest *Paul.* 541, 4. pecuniam *Ed. Ulp.* 804, 1. *Gai.* IV, 32. (*form.*) 47. 48. (*form.*) 51. 51. *Pap.* 777, 15. quantitatem *Scac.* 692, 55. quantum *Ed. Ulp.* 294, 4. quid *Paul.* 611, 21. quod *Ulp.* 481, 4. rem *Gai.* IV, 48. summas *Gai.* IV, 166. tantum *Ulp.* 570, 35. usuras usurarum *Mod.* 539, 35. — 2) eius (*scil.* pecuniae) *Alf.* 456, 10. eius *Gai.* (*form.*) IV, 47. eius dupli *Mod.* 829, 35. dupli pretii et accessionis *Gai.* 617, 10. dupli *Ed. Ulp.* (616, 1). *Ulp.* 748, 35. *Paul.* 620, 10. maioris peculii *Ulp.* 445, 1. maioris summae *Pomp.* 539, 17. *Paul.* 326, 30. neque maioris neque minoris summa posita *Gai.* IV, 52. minoris *Gai.* (III, 224). *Ulp.* 373, 12. 786, 31. *Marcian.* 373, 32. vel pluris vel minoris *Ulp.* 542, 35. *Paul.* 936, 30. pluris *Gai.* IV, 52. *Ulp.* 211, 3. *Marcian.* 585, 3. quanti *Paul.* 781, 35. *Tryph.* 304, 13. *Ulp.* 609, 3. tanti *Alf.* 567, 3. *Gai.* III, 224. *Call.* 373, 3. *Ulp.* 324, 15. 343, 1. *Paul.* 122, 41. 269, 31. 568, 15. 781, 35. *Marcian.* 584, 35. — 3) aliqua re aestimatione *Gai.* 249, 35. *Ulp.* 324, 11 (partis). *Paul.* V, 6, 8. decem solis *Ulp.* 536, 35. fructibus *Marcian.* 584, 41. magno *Paul.* 697, 35. tot milibus *Gai.* (*form.*) III, 174. pecunia *Gai.* 306, 11 (certa). *Pap.* 800, 1 (maiore). et e (minore). pretio *Ulp.* 609, 31. quadruplo *Ulp.* 115, 13. reliquo *Paul.* 763, 15. summa *Scac.* 594, 2. 888, 25. summis *Ulp.* 866, 3 (pluribus). *Paul.* 540, 41 (diversis). tanto *Paul.* II, 17, 2. usuris *Tryph.* 108, 12. — 4) in aliquid. in veram aestimationem *Mod.* 621, 25. in amplius quam maritus facere potest *Ulp.* 94, 14. modo in duplum modo in simplicem *Gai.* 617, 3. in duplum vel quadruplum *Paul.* coll. 11, 6, 2. in fructus *Gai.* 638, 20. 30. in hoc

Ulp. 551, ff. in id *Ulp.* 478, ff. in pecuniam *Cels.* 537, 7. *Ulp.* 295, ff. in pretium *Ulp.* 611, 30. 43 (in partem pretii) in quadruplum *Ulp.* 85, 12. 115, 19. 116, 28. 117, 5. 832, ff. *Paul.* V, 27. (coll. 11, 6, 2). *Herm.* 734, 41. in quantitatem *Ulp.* 444, 40. 467, 17 (7). *Paul.* 541, ff. in quantum *Paul.* 571, 1. in reliquum *Gai.* IV, 61. in residuum *Ulp.* (Trib. ?) 548, 40. in solidum *Iul.* 209, 12. *Pap.* 768, 29. 800, 10. *Tryph.* 542, 13. *Ulp.* 277, 8. 298, 28. 401, 28. 723, 4. *Paul.* 404, 40. 431, 6. 720, 11. 22. 541, ff. 11. ff. 621, §. 692, ff. *Herm.* 414, 4. in summam *Gai.* IV, 185 (vadimonii). *Ulp.* (611, 30). 866, 13. in tantum *Paul.* 568, ff. in usuras *Pap.* 476, 28. *Ulp.* 762, 30. 21. ~ in hoc solum quod superest *Gai.* IV, 65. in id quod facere potest (possunt) *Pomp.* 720, 28. *Scaev.* 726, 4. *Ulp.* 507, 14. 19. 674, (30). 31. 719, 32. 720, 6. 958, ff. *Paul.* 510, 17. 725, 7 (fisco). (541, 4; in om. F). *Herm.* (414, 4). in quantum facere potest (possunt) *Lab.* 686, 28. *Pomp.* 539, ff. ff. *Scaev.* 431, 16. *Ulp.* 397, 3. 897, 13. *Paul.* (481, 6). not. ad *Lab.* 686, 30. 539, 3. *Mod.* 539, 3. §. quatenus facere potest *Tryph.* 727, 3. 701, ff. cf. *Ulp.* (536, ff. 538, 40). in id quod interest *Ulp.* 765, 7. *Paul.* 123, 2. 600, 21. 570, 7. — 5) *Varia.* ad quantitatem debiti *Scaev.* 449, 9. quanti bonum aequum iudici videbitur *Ed. Ulp.* 616, 1. quanti ob eam rem aequum videbitur *Ed. Ulp.* 785, ff. quanti ea res est *Gai.* IV, 163. *Marcell.* 373, 31 (utrum q. e. r. c. an quanti in litem iuratum fuerit). *Ulp.* (211, 1). 445, 34. *Paul.* 211, 12. quanti interest *Alf.* (567, 8). *Scaev.* 674, 4. *Call.* (373, 4). *Ulp.* (211, 1). 546, 11. quanti nos aestimaverimus *Gai.* (III, 124). quanti actor in litem iuraverit *Paul.* (122, 11. 269, 24). *Marcian.* (584, 30). ~ de fructibus *Paul.* 207, 2. 4. dumtaxat de peculio *Ulp.* 444, 21. de usuris modum temporis *Mod.* 642, 12. ~ ultra peculii taxationem *Iul.* 552, 38. ~ ut intra certos dies solvat *Ulp.* 535, 33. ut restitueret *Ulp.* 536, 11. ut caveat se non acturum lege *Aquila Paul.* (193, 4). — G. *Causa condemnationis.* 1) furti vel aliis famosis actionibus *Ulp.* 83, 30. actione legis Aquiliae *Ulp.* 295, 10 (corr. ?). iudicio *Gai.* IV, 116. *Scaev.* 257, ff. *Ulp.* 437, 10. iudicio Casselliano sive secutorio *Gai.* IV, 166, 4. iud. contrario *Gai.* IV, 180. iud. famoso *Ulp.* 80, 34. iud. noxali *Ulp.* 187, 19. 547, 2. noxali *Ulp.* 536, 5. iudicio depositi *Pap.* (476, 28). iud. tutelae *Scaev.* 451, ff. *Pap.* (800, 6). utroque iud. *Paul.* 209, 28. (rei vind. et furti). lege (de adulterii) *Ulp.* (812, ff.). — 2) adulterii *Ulp.* 662, 27. rei capitalis *Ulp.* 55, 2. 3. commodati *Pomp.* 404, 30. furti *Ulp.* 83, (30). 38. 832, ff. *Paul.* II, 31, 15 (furti quocumque genere). mandati *Ed. Ulp.* 84, 5. *Ulp.* (84, 7). negotiorum gestorum *Scaev.* 544, 5. ~

fraudis vel culpa causa *Pap.* 767, 19. ~ de dolo, non etiam de culpa *Mod. coll.* 10, 2, 1. de in rem verso *Gai.* 453, 30. ~ ex ceteris causis *Ulp.* 532, 36. ex causa doli *Ulp.* 401, 38. ex causa curationis *Mod.* 134, 28. ex causa donationis *Herm.* 413, ff. quasi ex compromisso *Ulp.* 382, 38. ex contractu patris *Scaev.* 776, 27. ex (edicto) peremptorio *Ulp.* 173, 21. 543, ff. ex facto alterius tutoris *Ulp.* 796, 38. ex pluribus facinoribus *Ulp.* 873, 1. ex alia simili specie *Ulp.* (83, 38). ~ eo nomine *Gai.* 98, 28. 405, 20. IV, 35. 116, 4. *Ulp.* 386, ff. hoc nomine *Tryph.* 668, 10. horum nomine *Ulp.* (611, 30). culpa nomine *Gai.* 207, 12. *Pap.* 767, 34. doli nomine *Ulp.* 13, 11. evictionis nomine *Scaev.* (Trib. ?) 637, 4. operarum nomine *Paul.* 326, 1. non apparentis rei nomine *Pomp.* (404, 30). cf. *Paul.* 545, ff. ~ ob hoc *Ulp.* 624, 12. ob id quod non restituerit *Gai.* (249, 38). ob aliam causam *Ulp.* 812, 38. ob culpam *Pap.* 800, 7. ob dolum malum vel culpam tutoris *Pomp.* 776, 38. ob dolum *Paul.* (Trib. ?) 133, 18. ob negotium copiarum expeditionis tempore mandatum *Pap.* 468, 27. ob eam rem *Ulp.* 549, 38. *Paul.* 781, ff. ~ per hoc *Ulp.* 532, 16. ~ propter dolum, culpam *Mod. coll.* 10, 2, 4. ~ secundum librum rationum *Paul.* 769, 38. ~ (ideo, idcirco), quod (quia) *Pap.* 468, 38. 634, 7. *Ulp.* 471, 28. 532, 17. 762, ff. — II. *dictum de eo qui agit cum altero* ~ efficere, ut is cum quo agitur condemnatur. mandati te si condemnavero, famosum facio *Ulp.* 84, 7. cf. 674, 30. 759, 31 (condemnavit tutor). 804, ff. (peregrisse non alias quis videtur, nisi et condemnaverit). *Paul.* 199, 31. (884, ff. heres scripta condemnata a fisco).

condicio. *divaroc* *Lab.* 864, 1. *Iul.* 29, ff. aequalis, alternativa, ambulatoria, bona, certa, commodior, contraria, derisorio, difficilis, disunctiva, dissimilis, diversa, duplex, durior, efficax, falsa, humana, immutabilis, impossibilis, iniqua, levisima, libertina, melior, mera, novissima, omnia, par, peregrina, pessima, poenalis, possibilis, promiscua, propria, pura, residua, separata, servilis, similis, tacita, testamentaria, turpis; agrorum, aeris alieni, actatis, bonorum, causae, collationis, crediti, debiti, depositionis, emancipationis, emptiois, exheredationis, facti, fideicommissi, fundi, hereditatis, horae, institutionis, iuris, iuristrandi, legati, libertatis, loci, mandati, matrimonii, nuptiarum, obligationis, operis, pollicitationis, praestationis, precarii, sepulchri, servituti, soli, stipulationis, temporis, testamenti, valetudinis, venditionis vide sub his verbis. —

I. *Factum futurum, in cuius eventum conferatur vis ac potestas negotii.* (*Interdum similis est*

modo, cf. *Iav.* 952, 30. *Scaev.* 106, 34. 199, 41. 221, 13. *Claud. not. ad Scaev.* 199, 48. *Pap.* 193, 11. *Marcian.* 268, 33. *Mod.* 433, 33 et *exempli gratia infra* ea condicione ut. cf. *etiam condicio iurisrandi Iul.* 371, 34. 333, 1. *Gai.* 75, 33. *Ulp.* 861, 4. 862, 2. 4. 5. 15. 16. 17. 31. 32. 429, 33. 33. 33. *Paul.* 201, 7. religionis *Ulp.* 862, 3. — conditionum duo sunt genera: ant enim possibiliis est aut impossibiliis *Paul.* 111, 4^b, 1. condiciones contra leges et decreta principum vel bonos mores adscriptae nullis sunt momenti *Paul.* 111, 4^b, 2 = *cons.* 4, 8. *sim. Paul.* 862, 38. *Marcian.* 863, 13. conditionem non recipiunt actus legitimi *Pap.* 961, 33. cf. *Pomp.* 721, 33. *Pap.* 250, 11. *eat.* 329. ~ condicio est pro non scripto *Pomp.* 183, 3. 263, 13. pro non scripta accipienda est *Lab.* 864, 1. p. n. s. habetur *Iul.* 29, 31. *Marcian.* (863, 13). cf. *Ulp.* 182, 31. ~ *separatur* ad additione *Ulp.* 746, 15. 657, 33. a causa *Iul.* 409, 3. *Scaev.* 195, 35. *Ulp.* 184, 10. 409, 3. 7. a conventione *Paul.* 527, 13. a demonstratione *Iul.* 1, 38. 28, 3. *Nor.* 187, 13. *Ulp.* 20, 33. 184, 40. 194, 33. a die *Pomp.* 263, 3. a mora *Pap.* 195, 11. *Paul.* 259, 11. a poena *Gai.* 11, 237. *Marcian.* 176, 33. 33. cf. *etiam Claud. not. ad Scaev.* (199, 48). *Call.* 196, 3. *Ulp.* 514, 33. 453, 13. exceptio est condicio, quae modo eximit reum damnatione, modo minuit damnationem *Paul.* 622, 37. dies incertus appellatur condicio *Ulp.* 6, 13. —

A. Nominativus (vel *Accusativus* in constructione passiva vel *Ablativus* in constructione *Ablativi absoluti*). condicio est utriusque ea(dem) *Pomp.* 96, 13. 263, 7. alterius generis *Marcell.* 456, 13. nominis ferendi *Gai.* 250, 3. est *Claud. not. ad Scaev.* 199, 48. *Ulp.* 514, 33. 182, 13. 259, 33. 656, 3. *Paul.* 646, 33 (in stipulatione). non condicio intellegitur, videtur *Marcian.* 268, 33. 33. ~ est desideria *Marcian.* (863, 13). turpis aut difficilis *Gai.* 243, 4. *dnior Gai.* 192, 17. natura gravior et durior *Pomp.* 187, 13. ea ut, (quae) *Iul.* 26, 3. *Afr.* 592, 3. *Ulp.* 259, 33. 31. *einsmodi Marcell.* ad *Iul.* 834, 13. efficax *Paul.* 646, 33. (non) impossibilis *Pap.* 194, 3. *Paul.* 198, 37. nulla *Ulp.* 863, 1. possibilis *Pomp.* (830, 37). *Ulp.* 457, 13. qualisqualis *Ulp.* 876, 33. 311, 37. rata *Papir.* 928, 33. supervacua *Pomp.* 263, 3. non pro supervacuo *Pomp.* 263, 13. talis *Gai.* 627, 12. *Ulp.* 891, 3. 183, 37. 33. turpis *Gai.* (249, 44). *Marcell.* 872, 3. vera *Pomp.* 830, 33. *Pap.* 363, 3. contra bonos mores *Marcian.* (863, 13). ~ est in arbitrio alicuius *Ulp.* 833, 42. 834, 1. 891, 3. 365, 33. in potestate *Iul.* 333, 31. 33. *Afr.* (822, 4). *Maecian.* (849, 30). *Pap.* 863, 33. 865, 3. 195, 11. 346, 33. *Tryph.* (823, 11). *Ulp.* (833, 33). 834, 1. (1). 10. (259, 37). *Paul.* 484, 34. *Marcian.* (241, 13). ~ est in causa *Ulp.* 142, 32. in dando

Scaev. (631, 3). *Marcian.* (*Trib.* 7; 241, 13). in dando vel faciendo *Ulp.* (833, 31). in facto *Coll.* 196, 3. facti an iuris *Iul.* 185, 3. facti *Marcian.* (*Trib.* 7) 241, 13. in mora *Ulp.* 223, 33. ~ pro pura debet haberi *Ulp.* 891, 30. lovisissima intelligenda est *Pomp.* 187, 13. ~ non accipit initium *Paul.* 198, 33. ~ cessat *Marcian.* (583, 33). ~ cohaeret personae *Pap.* 168, 33. *Herm.* 198, 13. ~ committit stipulationem *Ulp.* 699, 34. ~ complectitur vitae tempus *Iul.* 431, 3. ~ concurrunt cum die *Iul.* 689, 3. ~ confirmat acceptationem *Gai.* (697, 33). ~ consistit in dando an in faciendo an in aliquo casu *Paul.* 448, 33. in facto *Marcell.* (712, 3). *Paul.* (191, 37). in dando pecunia *Ulp.* 460, 33. ex mixtura quadam *Coll.* 196, 13. ~ deficit *Iul.* 22, 33. 120, 17. 33. 167, 13. 186, 17. 218, 33. 367, 33. 430, 33. *Afr.* 186, 33. 33. 219, 34. 37. 33. (31). 659, 37. 708, 33. *Gai.* 18, 33. (677, 33). 111, 179. *Scaev.* 848, 33. 105, 33. *Pap.* 691, 17. 865, 11. 194, 13. 195, 13. 199, 1. 7. 33. 669, 17. 731, 33. *Ulp.* 51, 6. 282, 17. 408, 33. 519, 30. 673, 30. 861, 17. 19. (*Trib.* 7) 30. 74, 17. 185, 1. 231, 13. 234, 33. 40, 1. 235, 3. 279, 33. 33. 281, 13. 311, 33. 312, 33. 33. 341, 33. 367, 33. 369, 33. 430, 1. 457, 3. 463, 3. 572, 33. 657, 33. *Paul.* 539, 1. 644, 3. (109, 33). 196, 33. 201, 33. 210, 33. 282, 33. 635, 33. 705, 37. *coll.* 16, 3. 1. (11). *Marcian.* 34, 13. *Herm.* 198, 13. deficiente condicione adcrepant pars legati *Iul.* 185, 33. adiit substitutus *Iul.* 333, 11. non admittitur substitutus *Ulp.* 827, 12. non debetur *Afr.* 219, 33. deperit utraque actio *Paul.* (399, 30). non eripi potest libertas *Marcian.* 241, 7. est nulla venditio *Iul.* 534, 31. inefficax sententia *Ulp.* 151, 7. non erit tutor *Iul.* 748, 13. sit heres ex asse *Gai.* 839, 33. habet libertatem *Ulp.* 430, 13. habenda est questio de statulibero *Marcian.* 843, 33. habetur perinde, ac si libertas sine hereditate data fuisset *Iul.* 838, 3. pertinet hereditas *Iul.* 333, 14 (ad secundum gradum). 33 (ad filium). legatum *Gai.* 18, 33 (ad legatarium). legatum hereditasve *Iul.* 34, 3. petere *Gai.* 70, 13. reddere *Ulp.* 272, 33. remansit (res legata apud heredem) *Paul.* 663, 33. revertitur res ad eos, quibus relicta est *Ulp.* 311, 1. deficitur *Scaev.* 860, 33. *Ulp.* (183, 33). post defectum conditionem *Iul.* 841, 31. cf. *pag.* 883, 15 et 884, 9. ~ differt condicio legati fideicommissi petitionem actionemve *Pap.* 267, 33. ~ efficit legatum inutile *Iul.* 26, 11. 33. *sim. Ulp.* 896, 30. 223, 11. obligationem in personam mortui *Gai.* 697, 33. ut ex libera edatur *Tryph.* 16, 34. ~ egreditur (in) puberem aetatem *Pap.* 857, 43. ~ eximit reum damnatione *Paul.* (622, 37). ~ existit, existit, existere (non) potest *sim. Iav.* 228, 3. 2. 11. 33. 362, 30. 886, 3. 520, 33. *Cels.* 845, 30. 33. 33. 33. *Iul.* 237, 30. 392, 33

21, 22, 26, 28, 29, 31, 186, 187, 218, 514, 1. *Pomp.* 358, 22, 830, 18. (*Triob. f.*) 37, 838, 27, 47, 29, 200, 13, 268, 12, 642, 27, 700, 31, 704, 32, 722, 22, 957, 24, *Val.* 197, 12, *Afr.* 491, 2, 592, 4, 626, 27, 219, 11, 220, 3, 240, 7, 12, 659, 22, 41, 708, 22, *Clem.* 822, 24, *Ven.* 310, 2, 701, 20, 724, 12, *Gai.* 592, 22, 22, (839, 24), 882, 2, 18, 29, 230, 17, 277, 13, 28, 696, 13, 22, 54, (697, 22), 111, (98), 179, 179, *Marcell.* 274, 12, 212, 22, 439, 22, 692, 1, *Scaev.* 643, 1, 860, 22, 22, 68, 27, 83, 12, 146, 22, 671, 22, *Flor.* 843, 22, (863, 22), *Pap.* 854, 22, 857, 24, 17, 13, 58, 22, 193, 22, 195, 12, 198, 22, 199, 2, 203, 1, 267, 1, 441, 22, 466, 22, 961, 22, *Call.* (196, 2; in datione). *Tryph.* 16, (24), 22, 850, 2, *Ulp.* 151, 7, 185, 22, 253, 2, 237, 22, 299, 22, 333, 21, 471, 2, 533, 12, 677, 2, 836, 4, 878, 1, 1, (896, 22), 166, 12, 167, 2, 184, 22, 188, 22, 212, 12, 215, 7, (223, 11, 22), 227, 7, 235, 12, 12, 272, 22, 312, 12, 328, 22, 341, 22, 429, 2, 437, 22, 460, 2, 466, 22, 690, 22, 27, 698, 22, 22, 699, 27, 22, (24), 27, 729, 22, 751, 12, 761, 12, 870, 22, XXIV, 31, *Paul.* 210, 21, 290, 1, 2, 319, 27, 363, 22, 501, 2, 540, 2, 543, 2, 586, 22, 644, 2, 713, 2, (791, 11), 873, 24, 885, 41, 886, 22, 22, 109, 22, 189, 22, 199, 22, 263, 22, 294, 2, 527, 2, 2, 558, 27, (647, 2), 662, 12, 664, 12, 890, 22, *Marcian.* 582, 21, 584, 1, 863, 27, 431, 27, *Herm.* 474, 12, ante existentem conditionem acceptum facere *Ven.* 724, 12, agit inutitler *Paul.* 616, 2, interponere stipulationem iubet praetor *Ulp.* 51, 2, possedit heres *Ulp.* 508, 27, repudiare *Ulp.* 876, 22, post existentem conditionem adit statuliber *Paul.* 885, 22, edidit mulier *Ulp.* 460, 12, exstitit condicio *Iul.* 21, 27, peperit *Ulp.* 460, 2, non recedit proprietat a priore legatario etc. *Pomp.* 199, 22, conditionis existentis tempore mea non est res *Pomp.* 654, 2, *Ulp.* 10, 22, cuius iuris erit (legatarius) *Ulp.* 261, 22, non habent eos in potestate *Ulp.* 266, 22, sui iuris sunt *Ulp.* 266, 27, inventur servus *Ulp.* 442, 22, condicione (non) existente accipere bon. possessionem *Ulp.* 328, 22, aestimandum est *Ulp.* 572, 22, agere posse *Iul.* 23, 1, *Ulp.* 266, 12, capiam legatum *Iul.* 28, 22, non contingit novatio *Ulp.* 699, 22, debetur legatum *sim. Afr.* 219, 22, *Clem.* 161, 22, *Pap.* 52, 1, *Ulp.* 723, 12, defendi *Paul.* 293, 22, defect obligatio *Pap.* 644, 1, desinit esse tutor *Ulp.* 747, 12, detraxerunt pretia servorum bonis *Gai.* 215, 22, discessorum est a me dominium *Iul.* 22, 22, evanescit *Ulp.* 854, 17 (legatum). *Marcian.* 583, 22 (pignus). exhauritur legatum *Ulp.* 223, 12, eximitur res *Ulp.* 311, 2, finitur servitus *Pomp.* 199, 22, fit meum legatum *Clem.* 50, 22 (*del. f.*) fit heres substitutus *Pomp.* 838, 22, efficitur voluntarius heres *Ulp.* 833, 22, liberator *Pomp.* 704, 22, 22, liber efficitur *Paul.* 890, 22, pervenit ad liber-

tatem *Ulp.* 311, 2, locus est *Ulp.* 798, 21 (iudicio tutelae). *Ulp.* 827, 11 (postumo). *Paul.* 646, 22 (exceptioni pacti conventi vel doli mali). locum habet lex *Falcidia Gai.* 215, 21, *Ulp.* 222, 22, miscetur 5 quadrans tuus et semis *Iul.* 218, 22, obligari *Iul.* 659, 2, 2, pertinere legatum ad me volo *Clem.* 50, 21 (*del. Mo.*). petere *Ulp.* 624, 2, peti potest *Ulp.* 450, 20, *Paul.* 672, 2, recipere quod dederis *Scaev.* 643, 22, reddere *Gai.* 215, 22, repeti non potest *Pomp.* 380, 27, restitui libertati *Pomp.* 433, 12, sentire nullum damnum *Ulp.* 12, 22, teneri *Paul.* 399, 22, tradere *Iul.* 454, 7, transit res legata ad legatarium *Ulp.* 219, 22, translata est dominium *Ulp.* 299, 21, conditionibus existentibus accessit quid (peculio) *Ulp.* 440, 22, 22, condicio exstatuta est 15 *Ulp.* (380, 21, 699, 27) exstat *Gai.* 677, 12, *Ulp.* 74, 12, *Paul.* 886, 27 (*corr. f.*) 22, evanescit *Ulp.* 861, 27, 22, facit legatum *Pap.* 203, 2, legatum inutile *Marcian.* (33, 2), non facit legata condicionalia *Pap.* 198, 22, mercedes libertati *Pap.* 424, 21, 22, finitur morte legatarii *Pap.* (194, 12), 22, habet neque difficultatem neque turpitudinem nec impendium aliquid *Gai.* 249, 22, factum *Ulp.* (460, 22), duas partes *Iul.* (185, 22), infinitum tempus *Maecian.* 197, 22, varietatem *Paul.* 191, 27, vim *Iul.* 24, 22, 22, impedit herodem circa adeundam hereditatem *Iul.* 185, 2, non impedimento est, quo minus petatur *Flor.* 678, 22, 22, inest *Pomp.* 182, 2 22 (legatis). *Gai.* 701, 22 (donationi). *Pap.* (198, 22 et rat. 329; tacite). *Ulp.* 748, 22, 833, 22, 38, 2 (legato). (260, 22), 266, 2 (stipulationi). *Paul.* 63, 2 (stipulationi). 102, 22, 672, 22, 22, manet eadem *Iul.* 226, 2 (libertatis). 22, miuit damnationem *Paul.* (622, 27), 22, obpugnat utilitati publicae *Ulp.* (372, 27), 22, obstat stipulationibus *Ulp.* (651, 12), 22, occupat institutionem *Flor.* 863, 22, 22, optigit *Iav.* 464, 46, *Paul.* 262, 22, 22, ostendit rem futuram *Flor.* 187, 22, 22, parere potest obligationem ex incertae personae facto *Iav.* 667, 22, 22, pendet *Gai.* 839, 22, 215, 22, 1, 186, *Ulp.* 222, 22, 260, 12, 11, 2, *Paul.* 549, 22, pendente condicione acceptum latum *Gai.* 697, 22, adire hereditatem *Iul.* 834, 22, *Marcian.* 882, 22, adire coactus heres *Pap.* 246, 22, adquirere dominium *Iul.* 237, 22, adrogandum se dedit *Mod.* 822, 22, aestimandum est statuliber *Ulp.* 751, 12, nihil agit heres *Ulp.* 230, 12, alienare *Iul.* 225, 21, 841, 21, *Ulp.* 444, 12, cessit dies *Marcell.* (114, 22), *Ulp.* 952, 12, competent libertates *Iul.* 218, 22, 12, contestata vel exactum *Ulp.* 159, 22, mors contingens exstinguit venditionem *Ulp.* 671, 22, conveniri *Pap.* 669, 12, creditit alius pure *Gai.* (592, 22), creditor (non) est *Ulp.* 646, 22, 22, danda est actio restitutoria

Gai. 462, 22. decessit *Iul.* 22, 51. 55. 167, 13. 333, 13. (367, 13). 659, 7. *Pomp.* 700, 30. *Afr.* 226, 22. *Gai.* 18, 51. *Marcell.* 114, 37. *Tryph.* 823, 12. *Ulp.* 827, 21. 50, 38. 73, 38. 266, 3. 367, 30. 699, 38. 723, 1. *Paul.* 540, 2. 15, 35. 110, 38. deficit condicio statulae libertatis *Iul.* 22, 34. deportata fuit persona promissoris *Ulp.* 699, 38. detexit heres necem domini *Tryph.* 850, 1. duxit uxorem filius et filium procreavit et decessit *Iul.* 367, 35. emancipatus *Paul.* 268, 7. est in eo statu obligatio *Iac.* 362, 37. est servus legatus heredis *Gai.* 474, 23. cuius est per vindicationem legatum *Gai.* 11, 200. non est electio *Pap.* 263, 33. extincta est res *Paul.* 540, 6. patroni ius habere *Clem.* 340, 36. heres me heredem instituit *Pap.* 203, 7. iudicatur *Iul.* 392, 36. fundum legatum heres alii legavit *Iul.* 21, 37. *Pomp.* 199, 23. locus est praeproptioni dotis *Paul.* 320, 3. locum habet constitutio *Ulp.* 437, 37. manumissus *Iul.* (841, 34). *Paul.* (268, 7). mitti posse ventrem in possessionem *Ulp.* 301, 36. moritur *Iul.* 659, 13 (promissor). *Gai.* 697, 37 (fideiussor). *Paul.* 192, 36 (heres). 744, 38. nascitur *Ulp.* (827, 21). *Pap.* 822, 35 (postuma). cf. *Ulp.* (827, 11). novatio fit *Gai.* 111, 179. observantur omnia *Clem.* 340, 38. percepti fructus *Pap.* 247, 3. petere *Iac.* 362, 30 (363, 2). *Ulp.* 313, 3. 369, 37 (possessionem). possidere hereditatem *Ulp.* 51, 3. postulare satisfactionem *Val.* 274, 1. praestantur legata tota *Iul.* (218, 3). repetitur debitum *Pomp.* 380, 37. retinet suam causam redemptus statuliber *Tryph.* 889, 35. rumpitur gradus *Ulp.* 827, 11. solvit *Iul.* 724, 30 (dotem). *Afr.* 708, 34. *Ulp.* 333, 17. tradita res *Paul.* 540, 3. vendere servum *Iul.* 841, 20. non usu capit emptor *Paul.* 527, 1. condicio perducit ad libertatem *Pomp.* (187, 13). condicio pertinet *Iac.* 187, 41 (ad genus personarum). *Marcian.* 241, 13 (ad officium praetoris). non prodest *Gai.* 839, 21. recipit quasi tripartitam divisionem *Paul.* (191, 37). repraesentat libertatem *Ulp.* 166, 14. resolvit emptionem *Iac.* 520, 35. sequitur *Iul.* 689, 7 (diem). *Ulp.* 670, 37. superveniente condicione *Ulp.* 778, 31. *Paul.* 484, 22. suspensa condicione mortui *Pap.* 317, 3. tenet condicio *Pap.* 363, 6. tollit priorem (condicionem) *Paul.* 647, 1. transit *Gai.* (627, 35; ad emptorem). *Seae.* 107, 8 (ad heredem). *Ulp.* 460, 13 (ad eum qui emit). 55 et 50 et *Mod.* 464, 34 (ad emptorem). valebit in portionem coheredis *Pomp.* (263, 16). venit *Pap.* (198, 37). extrinsecus, non ex testamento. *Ulp.* 548, 22. *Marcian.* 583, 1. urgetur ad iusiurandum *Ulp.* 862, 20. — **B. Accusativus** (vel Nominativus in passiva constructione). condicionem accipere *Pap.* 682, 31. *Ulp.* 862, 3

(corr.). 422, 8. ita accipere *Marcell.* 864, 13. *Seae.* 451, 34. *Paul.* 195, 38 (ex con. Mo.). talis accipi debet *Iul.* 1, 37. accommodare ad certas personas *Iac.* 187, 13. addere vid. pag. 195, 34 (5 loci). add. *Div. Fr. Ulp.* 842, 37. ad dicere vid. pag. 216, 44 (10 loci). adimere *Ulp.* 166, 37. 13. 38. admittere *Paul.* (111, 14, 1). adponere vid. pag. 254, 40 (8 loci). adscribere vid. pag. 262, 24 (22 loci). celare *Seae.* 631, 16. 20. complere *Mod.* 43, 8. collocare in personas *Paul.* 191, 38. comprehendere *Pap.* cat. 262. concipere *Ulp.* (183, 3; in non faciendo). 651, 41 (in factum). conferre ad praesens tempus *Pap.* 363, 1. in praeteritum vel in praesens *Ulp.* (863, 1). 328, 38. in praeteritum *Pap.* 363, 7. in futurum *Pomp.* (830, 37). *Maeian.* (197, 34). in arbitrium alterius *Ulp.* 38, 1 (corr. 1). 652, 34 (rei promittendi). 958, 11 (domini vel procuratoris eius). ad secretum alienae voluntatis *Pap.* 847, 3. in eventum *Pap.* (195, 14). in pupillum *Marcell.* 712, 7. in personam alicuius *Pap.* (195, 11). *Ulp.* 893, 31. conlungere *Paul.* 195, 38. conscribere plenius *Ulp.* 372, 33. continet legatum *Pomp.* 263, 1. stipulatio *Paul.* 636, 3. dare *Iac.* 952, 36. *Pap.* (346, 38). *Ulp.* (880, 38). *Paul.* 636, 21. 861, 38. 884, 41. *Mod.* 434, 1. demonstrare *Pomp.* 263, 7. *Pap.* 858, 38. detrudere *Gai.* 111, 177. *Ulp.* 835, 31. (166, 38). dissimulare *Ulp.* 461, 3. dividere *Ulp.* 429, 37. 460, 37. eligere *Mod.* 190, 13. excipere *Seae.* 631, 38. exigit praetor *Gai.* 250, (3). 38. explere *Iac.* 464, 38. *Iul.* 185, 31. *Pomp.* 200, 31. *Gai.* 250, 3 (3). *Marcell.* 464, 38. 712, 14. *Ulp.* 458, 37. 11, 5. *Paul.* 182, 31. 184, 1. 198, 30. 467, 3. expleta condicione iterum agi potest *Paul.* 616, 37. debetur pecunia *Iac.* 667, 31. decessit *Iul.* 262, 7. heres est *Iul.* 863, 6. *Paul.* 182, 30. liber heresque erit *Iul.* 838, 3. pro eo est, quasi pure hereditas vel legatum relictum sit *Pomp.* 864, 22. condicionis explendae causa (gratia) accipere *Marcell.* 420, 7. dare *Ner.* 462, 30 (ex peculio). *Pomp.* 5, 37. 182, 38. condicionem exprimere *Iul.* 185, 34. *Pap.* (cat. 329). *Ulp.* 673, 19. 844, 1. 260, 36. *Paul.* 456, 38. 51. expectare *Afr.* 708, 38. *Gai.* 462, 31. *Ulp.* 833, 26. 223, 33. 261, 34. *Paul.* (111, 14, 1). extinguere *Iul.* 841, 20. 28, 14. *Ulp.* 235, 11. 429, 38. facere *Proc.* 48, 13. *Pomp.* 96, 7. *Pap.* 194, 38. 195, 3. 466, 13 (ambulatoriam). 669, 38. *Ulp.* 184, 30. 430, 13. 11. *Herm.* 863, 3. habere *Ulp.* 671, 30. 852, 36. 373, 38. 381, 30. 657, 38. *Paul.* 661, 1. in se habere *Ulp.* 673, 18. 746, 18. 852, 29. suas condiciones habet hypothecaria auctor *Marcian.* 583, 31. non

ignorare *Ulp.* 877, s. ~ impedire *Scaev.* 468, ff. *Pap.* 195, ff. ~ implere *Alf.* 842, s. *Iav.* 952, ff. *Iul.* 520, s. 24, ff. (26, ff.). 29, ff. 185, (v). 51, ff. 186, ff. 461, ff. 689, s. *Afr.* (592, s.). 431, ff. *Ven.* 676, s. *Maecian.* 197, s. ff. 435, ff. *Marcell.* 456, ff. *Pap.* 725, ff. 865, s. 193, ff. 195, ff. 203, s. ff. 205, ff. 441, ff. 466, ff. 717, ff. *Tryph.* 16, ff. 77. *Ulp.* (380, ff.). 514, s. 22. 861, ff. 880, ff. 900, ff. (182, ff.). 183, ff. ff. 50. (50). ff. 184, s. 211, s. 259, ff. (50). ff. (313, s.). 429, ff. 457, ff. 698, ff. 699, ff. 966, ff. 50. *Paul.* 861, ff. (*Trib.*) 885, s. 37. 182, ff. 183, ff. 189, ff. ff. 195, ff. 206, ff. 432, ff. 435, s. s. 459, ff. 463, ff. *Marcian.* 593, ff. *Mod.* 45, s. 192, ff. *Herm.* 198, ff. 273, ff. ante conditionem impletam vinum mutatum est *Pap.* cat. 16 (emptions), intercesserunt anni *Afr.* 659, ff. post impletam conditionem adire coactus *Pap.* 246, ff. desit periculum esse creditoris *Pap.* 643, ff. id egit heres *Iul.* 863, ff. locum habere coepit *Falcidia* *Pap.* 205, ff. (non) impleta conditione adire *Gai.* 250, s. *Ulp.* 880, s. adsequi pecuniam *Pap.* 670, s. agere ex vendito *Ulp.* 521, ff. condemnari *Iul.* 299, s. convenire mandati, sequestraria *Ulp.* 121, s. decessit *Ulp.* 366, s. impedire libertatem *Herm.* 273, ff. optingit libertas *Scaev.* 630, ff. pervenire ad libertatem *Iul.* 461, ff. *Scaev.* 630, s. 631, ff. *Ulp.* 375, s. petere posse *Ulp.* (313, s.). implendae conditionis causa accipere *Ulp.* 632, s. *Marcian.* 220, ff. (*del. Mo.*). ff. capere *Ulp.* 415, ff. consequi *Ulp.* 222, ff. dare *Clem.* 191, ff. 192, s. *Gai.* 216, ff. *Maecian.* 208, ff. *Pap.* 717, ff. (tutori). *Ulp.* 374, s. (de peculio). 877, ff. 329, s. et 330, s. (patrono). 419, ff. ff. *Paul.* 206, ff. 214, ff. inferre *Maecian.* 208, ff. (*del. Mo.*). manumittere *Paul.* 426, ff. conditionis implendae gratia accipere *Ulp.* 184, ff. alienare *Iul.* 461, ff. dare *Iul.* 384, s. facere defuncto monumentum *Pap.* 196, ff. manumittere *Pap.* 434, ff. numerare *Gai.* 418, ff. relinquere *Ulp.* 75, ff. conditionis implendae nomine dare *Ulp.* 313, s. ~ conditionem improbare *Marcian.* (863, ff.). ~ inferre *Pap.* 961, ff. ~ inicere *Iul.* 1, ff. 28, s. 430, ff. 462, s. *Ulp.* (880, s.). 429, ff. *Paul.* 259, ff. ~ iniungere personae *Gai.* 192, ff. ~ inserere *Pomp.* 39, ff. *Ven.* 676, s. *Pap.* 263, ff. (tacite). 264, ff. cat. 329. *Call.* 196, s. (insita?). *Ulp.* 358, s. (numeratione pecuniae). 835, ff. 862, s. 182, ff. 184, ff. 651, ff. *Paul.* (862, s. 646, ff.). ~ inspectare *Paul.* 636, ff. ~ interponere *Maecian.* 645, s. ~ iniungere contubernali *Gai.* 465, s. alteri *Ulp.* 429, ff. (conditionem *P.*) ~ mutare *Ulp.* (835, s.). ~ observare *Paul.* 636, ff. ~ omittere *Iul.* 333, ff. *Ulp.* 862, s. ~ ponere *Pomp.* 830, ff.

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(alienam rem). obligatio *Iul.* 534, n. *Ulp.* 358, n. *Paul.* 652, s. *Marcian.* 582, n. obligatio fit *Pomp.* 642, n. ~ polliceri *Mod.* 928, n. ~ promittere *Iar.* 362, n. *Iul.* 294, n. (praetor promittit bon. possessionem). 659, s. 688, s. *Pomp.* 704, n. *Gai.* III, 102. *Marcian.* 209, n. *Marcell.* 243, n. 712, n. 43. *Pap.* 961, n. *Ulp.* (10, n; stipulanti mihi rem meam). 297, n. (dotem). 415, n. 699, n. *Paul.* 387, n. 501, s. 676, n. (dotem). 547, n. ~ recedere de possessione quodammodo sub c. *Ulp.* 513, s. ~ relinquere *Gai.* 184, n. 199, n. *Pap.* 524, *Ulp.* 861, n. 862, s. 167, s. 214, n. 265, n. 267, s. 508, n. relinquere fideicommissum, legatum, libertatem vide sub his verb. pag. 886, 25. 887, 27. 40. ~ restituere obligationem *Ulp.* 677, s. rogare restituere *Afr.* 240, s. *Marcian.* 251, n. *Ulp.* 227, s. 236, n. *Marcian.* 34, s. ~ stipulari *Iar.* 362, n. *Iul.* 659, n. *Pomp.* 654, s. (rem meam). 700, n. 957, n. *Ven.* 675, n. 701, n. *Mod.* *Gai.* 70, n. 677, n. 696, n. III, 98. 113. *Marcell.* 666, n. (id quod meum est). n. II, 713, s. *Ulp.* 359, s. 341, n. 646, n. 698, n. 699, s. 723, s. 952, n. *Paul.* 662, n. 683, s. — *rat.* 55. 691, n. stipulatio concipitur *Pap.* 636, s. *Paul.* II, 3. fit *Gai.* 592, n. 640, n. ~ substituere *Scaen.* 860, n. *Ulp.* 852, n. *Paul.* 644, s. III, 4^o. ~ tradere *Iul.* 513, n. ~ trans-ferre legatum *Paul.* 168, n. *Paul.* 166, n. *Herm.* 198, n. ~ venire *Iul.* 534, n. *Gai.* III, 146 (veniri). *Ulp.* 539, s. *Paul.* 539, n. venditio fit *Gai.* 519, s. III, 146. *Ulp.* 519, n. —

II. = potestas, electio. deferre condicio-nem inris inrandi *Ed.* *Ulp.* 364, n. 365, n. *Ulp.* 371, (s). s. 646, n. condicio iurandi non debet displicere *Ulp.* 371, s. ex numero esse potest videri novandi delegandive, quia proficiscitur ex conventioni, quamvis habeat et instar iudicii *Paul.* 369, s. condicione iuristis. uti *Ulp.* 371, s. ~ deferre condicionem cavendi *Paul.* 267, n. utrum prius (iudicium) movere volet *Ulp.* 177, s. heredi (coheredis qui se immiscuit hereditati) *Ulp.* 883, n. coheredi, ut aut totam agnoscat aut a toto recedat *Marcian.* 883, s. *cf.* s. adolescenti, id quod gessisset tutor aut in totum agnoscere aut a toto recedere *Paul.* 764, s. tutoribus *Ulp.* 749, s. (si velint satisfacere). emptori, utrum malit rem emptam habere iusto pretio an vero a ro recedere pretio recepto *Ulp.* 341, n. *cf.* 342, s. —

III. In contrahenda emptione, inprimis de in diem additione dictum. meliorem conditionem adferre vid. s. adferre pag. 204, 5 (35 loci). offerre *Pap.* 529, n. *Ulp.* 526, n. 527, s. 597, s. facere *Paul.* (*form.*) 526, n. eligere non bonam *Ulp.* 761, n. invenire *Ulp.* 597, n. ~ nulla condicione emere

posse *Lab.* 78, 28. mancipium bonis condicionibus emptum *Pap.* 618, 14. levioribus condicionibus emere *Ulp.* 527, 12. condicione venditionis excipi potest, ut ad instam libertatem pervenire possit *Paul.* IV, 12, 2. quidquid ad utilitatem venditoris pertinet, pro meliore condicione haberi debet *Pomp.* 527, 16. —

IV. De sponsalibus vel nuptiis contrahendis. condicione tua non utor *Gai.* 714, 25. condicionem nominare *Paul.* 661, 31 (*corr.*?). quaerere *Marcian.* 660, 16. repudiare *Iul.* 658, 21. ~ condiciones expedit interpositis personis *Ulp.* 657, 20. ~ conditionis proxeneta *Ulp.* 931, 13. —

V. = causa, status, ratio iuris. cf. pag. 662, 34.

A. Hominis (etiam servi). 1) *Nominativ.* prout personae condicio est *Paul.* 854, 8. (cf. V, 25, 9). est alia *Lab.* 77, 36. *Marcell.* 274, 12. *Ulp.* 19, 33 (alia hominum, alia ceterarum rerum). 445, 33. est altera *Pap.* 16, 4 (feminarum quam masculorum). diversa *Iul.* 496, 37 (fructuarii et servi communis). *Marcell.* 300, 32. durior *Ulp.* (90, 24; domini). ea *Ulp.* 881, 13. eadem *Ulp.* 549, 25 (emptoris). 609, 12. *Paul.* 625, 37. immutabilis *Ulp.* 461, 14 (statuliberi). levior *Ulp.* 687, 37 (fideiussoris). melior *vid. pag.* 596, 32 (15 loci). par *Gai.* II, 131. III, 126. IV, 160. *Ulp.* 576, 18 = 965, 33. similis *Gai.* III, 118 (sponsoris et fideipromissoris). una *Marcian.* 15, 21 (servorum). ~ admittit poenam *Ulp.* 845, 35. distat *Ulp.* 315, 19 (militum). facit nihil ad interpellandum iurisdictionem eius, qui de fideicommissa libertate cognoscit *Marcian.* 449, 37. facit locum beneficio *Paul.* 961, 4. fit deterior etc. *vid. s.* 2) facere deteriorem. tribuit vacationem munerum *Tarr.* 920, 13. — 2) *Accusat.* condicionem amittere *Call.* 862, 31. celare *Ulp.* 45, 12. comperire *Paul.* II, 21, 14. 14. constituere *Iul.* 23, 13. *Ulp.* 444, 36 (duriorem). efficere donum *Ulp.* 404, 13 (publicanorum). exaequare *Mod.* 184, 1 (filiorum). explorare *Call.* 650, 16 (testium). facere aequalem *Paul.* 428, 21 (agentium). facere deteriorem *Proc.* (689, 34). *Iul.* 524, 13 (dominorum). 787, 4 (eius qui rei publicae causa auit). *Pomp.* 688, 16 (patris). 5, 30 (legatarii). *Ven.* 603, 1. *Gai.* (108, 17. 964, 37). *Scaev.* 630, 44. *Ulp.* 43, 16. 221, 19 et 22 (fructuarii). 342, 24 (socii). 724, 11 (filiae in dote). 879, 9 (patris). 538, 3 et 556, 9 (creditoris). 10. 583, 30 (domini). 635, 35 (liberorum in rebus pecuniariis). *Paul.* 94, 6 (ignorantis domini). 138, 15 (mulieris minoris XXV ann.). 221, 30 (fructuarii). (255, 22). 368, 33 (eorum quibus subiecti sunt). 689, 13 (mulieris). 717, 22 (alter alterius). 962, 18 (eorum qui litem contestati sunt). II, 21, 10 (filiorum). *Mod.* 440, 34 (servi). facere diversam *Paul.* 725, 16. facere duriorem *Gai.* 148, 2, 3. 639, 33

(adversarii). 696, 18 (fideiussoris). *Ulp.* 90, 26 (procuratoris). 687, 37 (fideiussoris). 31, 33. facere meliorem *Aff.* 568, 7. *Proc.* 689, 21 (mulieris). *Iul.* 73, 23 (fructuarii). *Pomp.* 688, 19 (patris). 698, 7. *Afr.* 240, 16. *Gai.* 69, 21. 27, 6 (universitatis). 108, 17. 701, 32. 710, 33 (ignorantis invitique). 964, 37. II, 83. *Scaev.* 565, 12. *Ulp.* 76, 2. 539, 11 (emptoris). 687, 33 (fideiussoris). 964, 41. *Paul.* 74, 8. 255, 23 (vicini). facere parem *Ulp.* 560, 37 (omnium creditorum). facere peiorem *Paul.* II, 21, 9 (parentum). ignorare *Iac.* 684, 41. *Ulp.* 880, 27, 28. 811, 42. inspicere *Ulp.* 818, 4 (testium). 263, 30 (legatarii). intueri *Paul.* 419, 32. irrogare *Call.* 854, 38 (servicum). mutare *Iul.* 841, 43. *Paul.* 346, 35. *Anton.* *Marcian.* 862, 3. *Marcian.* 186, 43. permutare *Macer* 849, 3. scire *Gai.* I, 75. *Paul.* 484, 38. *Mod.* 499, 5. sequi *Iul.* 17, 26. *Gai.* I, 56. 78. 78. 80. 81. 86. 87. *Ulp.* 902, 13. V, 8. spectare *Ulp.* 27, 21. *Paul.* (102, 11 *ex con.*). ~ ad condicionem accedere *Gai.* I, 67. redigi *Ulp.* 834, 21. ~ in condicionem accipi *Pap.* 693, 40 et *Ulp.* 687, 38 (duriorem). deduci *Gai.* I, 123 (*suppl.*). redigi *Ulp.* 421, 13. 845, 33 (deteriorem). retractare statum *Marcian.* 485, 31 (deteriorem). ~ per conditionem humanam contingit *Scaev.* (*test.*) 156, 11. ~ propter condicionem oriri ex diversis provinciis *Ulp.* 860, 31. prohiberi accusare *Macer* 798, 11. ~ secundum condicionem emptio mancipiorum uti *Ulp.* 221, 7. — 3) *Genetivus.* condicionis esse alterius *Gai.* 134, 3. cuius *Gai.* I, 13. (29, 67). *Ulp.* 415, 1. 18. 376, 5. cuiuscunque *Ulp.* 804, 31. *Paul.* 676, 7. 890, 33. *Marcian.* 806, 11. deterioris *Marcell.* 300, 30. *Ulp.* 780, 34. eius *Iul.* 680, 36. *Pomp.* 200, 13. *Pius Paul.* 178, 12. *Gai.* I, 67. *Ulp.* 701, 22. 880, 21. 315, 27. eiusdem *Pomp.* 465, 4. *Gai.* I, 29. 30. melioris *Pomp.* 466, 25. *Ven.* 603, 33. *Gai.* II, 113. *Scaev.* 179, 4. 565, 7. *Paul.* 194, 7. 480, 31. 967, 31. servilis *Ulp.* 453, 13. effici libertinae condicionis *Mod.* 17, 11. fieri eiusdem condicionis *Gai.* I, 13. haberi deterioris condicionis *Gai.* 467, 22. ~ alienius condicionis alius *Gai.* I, 119. coheredes *Afr.* 364, 18. homo, homines *Ven.* 675, 13. *Gai.* I, 128. 128 (pergrine). III, 75 (pessimae). *Ulp.* coll. I, 3, 2. *Paul.* 538, 43. *Marcian.* 819, 4. *Mod.* 913, 31. persona *Ulp.* VII, 4. *Paul.* 539, 2. uxor *Gai.* I, 29. *Ulp.* 427, 32. ~ condiciois ignarus *Ulp.* 958, 2. ~ condicionis ambiguum *Mod.* 843, 43. incertum *Pap.* 313, 41. memoria *Mod.* 864, 25 (humanae; *corr.*?). natura *Ulp.* 880, 6 (humanae). status *Mod.* 317, 15. — 4) *Dative.* conditioni accedere *Gai.* I, 78. 80. *Ulp.* V, 8. praedicator *Ulp.* 307, 4. reddi *Pap.* 475, 15. — 5) *Ablative.* condicione (sub condicione *codd.*) scripti heredes, quem compositum mentis non esse

adfirmatur, non impeditur fideicommissam libertatem *Ulp. (Pius)* 447, 22. condicione esse ea, ut *Alf.* 566, 11. ~ a condicione abhorre non multum *Ulp.* 548, 13 (pupilli). separatim esse *Marcian.* 881, 33 (obsidis). ~ de condicione hominum *Gai.* I, 9 ff. de condicione certus est praetor *Ulp.* 276, 30. dicere *Ulp.* 231, 14. dispicere *Ulp.* 415, 9 (istoris). dissimulare *Paul.* 484, 30. dubitare *Ulp.* 880, 20. incertum esse *Ulp.* 880, 20. iurare *Ulp.* 365, 6. litigare *Ulp. (Trib.)* 476, 12. pronuntiare *Ulp.* 183, 12. quaerere *(Iem.)* 49, 14. ~ ex condicione accipiendum est *Ulp.* 234, 37 (eius qui fideicommissis). aestimare *Paul.* 770, 2. constituere *Pius Paul.* 178, 18. extendere obligationes reorum *Iav.* 628, 39 (actorum). statuere *Hadr.* *Ulp. coll.* 13, 3, 2 = *Call.* 792, 7. *Val.* 75, 55. *Ulp.* 794, 11. ~ in condicione esso ea, ut (ne) *Ulp.* 320, 22 (ne). 541, 33. 661, 2. 749, 18. 761, 22. 840, 30. 868, 33. 117, 1. 348, 36. 353. 409, 33. 422, 13. 453, 11. 456, 33. 535, 18. 560, 30 (ne). 591, 37. 623, 33. 769, 4. 912, 4. eadem *Mem.* 895, 5. *Pap.* 277, 33. *Call.* 789, 20. *Ulp.* 188, 33. 213, 36. 804, 13. pari *Ulp. cat.* 220. durare *Ulp.* 845, 33 (prior). errare *Ulp.* 722, 37 (mariti) permanere *Gai.* I, 68. ~ pro condicione aut in metallum damnatur aut in insulam relegatur *Paul.* V, 25, 10 (cf. 854, 3). moderari *Ulp.* (173, 11). poena plectendi sunt *Call.* 792, 33. *Ulp.* 785, 17 (cf. 832, 14). transigere coactione *Mod.* 792, 4. — **B. Rei.** 1) *Nominat.* condicio est alia *Paul.* 267, 18 (edicti). *Ulp.* (19, 33). (non) dissimilis *Ner.* 492, 17 (litorum atque piscium et ferarum). *Ulp.* 573, 33 (viarum vicinalium). duplex *Gai.* II, 99 (hereditarium). ea *Char.* 653, 14. eadem *Ulp.* 719, 8. talis *Pomp.* 261, 18. ~ condicio efficit *Ulp.* 870, 34 (horae). exigit *Pomp.* 247, 11 (temporis). facit *Tryph.* 888, 3 (temporis). impedimento est *Ulp.* 375, 8 (temporis vel valetudinis). spectat magis ad donationes et beneficii causam quam ad negotii contracti *Paul.* 613, 36 (precarii). arguet *Ulp.* 549, 3 (bonorum). — 2) *Accusat.* condicionem dicere *Pomp.* (514, 22). facere deteriorem (fit deterior) *Ulp.* 693, 32 (praedii). 115, 33 (dotis). 444, 37 (fideicommissae libertatis). *Paul.* 68, 32 (dotis). 397, 33 (agri). *Marcian.* 787, 3 (sepulchri). habere *Iul.* 528, 10 (propriam ac separatam). 703, 43 (certam). ignorare *Scaev.* 113, 33 (fundi). immutare *Pomp.* 514, 22. *Ulp.* (155, 2; compromissi). 703, 43; stipulationis). *Paul.* 650, 18 (obligationis). minuere *Ulp.* 155, 2. mutare *Ulp.* 22, 10 (legati). 752, 33. *Ulp.* 508, 11. praestare *Pomp.* 956, 36. sequi *Pap.* 266, 31 (soli). spectare *Paul.* 102, 31 (temporis; corr. ?). ~ in condicionem pristinam redigere locum *Paul.* 397, 34. ~ per condicionem

hiemis non est in arbitrio condicio *Ulp.* 834, 2. ~ secundum condicionem loci proscribere litteris Graecis aut Latinis *Ulp.* 424, 19. — 3) *Genetiv.* condicionis est quid: cuius *Ner.* 492, 19 (locus). eius *Pomp.* 963, 14. *Ulp.* 116, 33 (legatum). *Paul.* 695, 1 (dos). eiusdem *Gai.* IV, 146 (interdictum). *Paul.* 650, 11 (stipulatio). — 4) *Dativ.* condicionibus agrorum leges dictae *Ulp.* 396, 33. — 5) *Ablat.* condicione servitutis intellegitur novicius *Ven.* 619, 30. qua condicione praedia sunt *Scaev.* 526, 4. ~ cum sua condicione publicatur fundus *Paul.* 261, 30. ~ in ea condicione est, ut *Ulp.* 868, 20 (testamentum). 653, 22. ~ pro condicione causae moderari *Ulp.* 173, 11. pro cond. operis tempus praetor determinat *Ulp.* 385, 3. rei et temporis et aetatis et sexus statuere poenam *Ulp.* 832, 11. — 6) *Loc. corr.* *Pomp.* 372, 3, 10.

condicionals. eas causas, quae protinus agentem (non ?) repellunt, in fideicommissis non (*del.?*) pro condicionalibus observari oportet *Scaev.* 195, 33. condicionalis (condicional) condemnatio *Gai.* IV, 119. contractus *Ulp.* 775, 19, 21. creditor *Ulp.* 938, 13. *Paul.* 549, 33. 938, 17. datio *Ulp.* 167, 3. debitor *Ulp.* 158, 33. debitum *Ulp.* 428, 33. emptio *Ulp.* 526, 14. 15. fideicommissus *Ulp.* (1, 3). 73, 33 (quasi c.). 272, 37. institutio *Ulp.* 862, 40, 41 (*del.?*). (*Trib.?*) 176, 33. legatum *Gai.* 17, 37. 199, 33. *Pap.* 198, 33. *Ulp.* I, 3. 10, 33. 14, 33. 73, 37. 222, 33. 259, 11. *Paul.* 540, 6. 586, 33. 102, 31. 202, 18. 294, 3. libertates *Ulp.* 437, 33. obligatio *Ulp.* 450, 30. 677, 1. 563, 13. 699, 30. *Marcian.* 582, 21. pars (hereditatis) *Marcian.* 882, 41. stipulatio *Ulp.* 185, 24. *Paul.* 387, 33. (540, 6). 647, 4. substitutio *Scaev.* 860, 21. venditio *Ulp.* 514, 25, 26. 526, 22. 540, 19. 671, 33. *Marcian.* 585, 17.

condicionaliter. concepta causa *Gai.* 184, 33. exprimere *Marcian.* (*Trib.?*) 25, 37. interponere auctoritatem (tutoris) *Ulp.* 775, 30. stipulari *Paul.* 719, 14.

condico. I. Conspectus locorum. *Lab.* 573, 4. *Iav.* 376, 12. 494, 20. *Cels.* 393, 3. *Iul.* 376, 18, 21. 384, 11, 18. 392, 39, 11. 393, 1, 1, 2. 520, 20. 552, 33. 678, 1. 416, 5. 417, 5. 689, 22. 706, 33. 707, 3. 752, 33. *Pomp.* 359, 36. 381, 5, 21. 706, 17. 685, 37. 705, 33, 33. 711, 33. 733, 11, 12. *Ven.* 675, 33. 732, 2. *Afr.* 361, 29. 464, 23. 553, 23. 678, 26. 417, 17. 622, 14. 708, 33. *Gai.* II, 79. III, 91. IV, 18. *Marcell.* 681, 3. *Scaev.* 389, 14. 393, 17, 18. 86, 37. *Pap.* 387, 3. 576, 13. *Tryph.* 393, 23. *Ulp.* 110, 33. 131, 24. 239, 29, 30, 31. 248, 36. 249, 33. 346, 14. 347, 26, 27. 358, 5, 6. 8. 29. 22. 33. 359, 11. 12. 25. 26. 36. 360, 4, 4, 5. 8. 367, 29. 374, 6, 11. 12. 16. 17. 19. 24. 26. 375, 8, 9. 27. 378, 2, 18. 22. 379, 4. 382, 3.

16. 32. 39. 383, 2. 6. 11. 11. 14. 17. 20. 25. 389, 22. 27. 29. 32. 34. 391, 14. 26. 392, 7. 12. 14. 15. 22. 393, 3. 2. 410, 29. 437, 6. 21. 440, 22. 461, 2. 8. 17. 467, 42. 468, 2. 503, 9. 517, 17. 546, 21. 26. 564, 9. 578, 12. 24. 656, 29. 670, 16. 26. 671, 6. 698, 29. 699, 27. 702, 26. 703, 27. 709, 29. 732, 5. 735, 5. 797, 41. 804, 21. 224, 10. 11. 269, 30. 33. 34. 553, 2. 623, 12. 638, 17. 653, 45. 704, 7. 710, 41. 43. 736, 17. 743, 33. 747, 36. 750, 53. 751, 16. Paul. 306, 29. 362, 4. 13. 15. 369, 20. 376, 22. 24. 377, 4. 14. 380, 22. 388, 27. 391, 9. 12. 16. 392, 18. 29. 426, 8. 458, 19. 465, 7. 516, 26. 522, 10. 533, 22. 545, 14. 575, 22. 637, 15. 712, 22. 734, 6. 172, 14. 419, 30. 420, 10. 628, 13. 663, 11. 711, 10. 743, 13. 13. 938, 5. Marcian. 257, 23. 385, 26. 736, 6. Mod. 386, 19. —

II. Loci repetuntur. A. De legis actione per conditionem. condicere denuntiare est prisca lingua Gai. IV, 18. — **B. De iudiciis, quibus per concepta verba agitur.** (multos locos interpolatos esse constat iam inter doctores, sed disputatur de singulis, quos indicare nitro). 1) *Certum.* licet nobis ex omni contractu certum condicere Ulp. 358, 29. si quis mandati acturus... agat negotiorum gestorum vel condicat Ulp. 623, 11. si ob actionem mandati negotiorum gest. societatis ceterasque similes iusiurandum exactum sit, deinde ex isdem causis certum condicatur Paul. 369, 20. Ulp. 678, 1. Pomp. 359, 26. Ven. 675, 50 (?) Marcian. 681, 2. Ulp. 358, 26 (per hanc actionem). 359, 11 (quasi mutua). 19. 25. 26. 30. 360, 4. 4. 5. s. Paul. (Iul.) 362, 4. 458, 19. — melius triticum fideiussor Iul. 494, 29. hominem mortuum Paul. 663, 11. fundum Ulp. 394, 2. 2. — 2) *Incertum.* acceptationem Ulp. 461, 17. quae per errorem omisa sunt Ulp. 224, 11. ipsam obligationem Ulp. 389, 22. cautionem vel satisfactionem Ulp. 131, 21 (incerti). 239, 29. 30 (omissam cautionem incerti condicione). 248, 26 (stipulationem). 224, 10 (ut cautio interponatur). liberationem Ulp. 461, 17. 269, 30. 29. 33. 34 (satisfactionem, i. e. liberationem satisfactionis). Paul. 545, 14 (incerti condicere, ut liberetur). possessionem Ulp. (Cels.) 394, 2. 743, 33. Paul. 380, 29. Marcian. (385, 26). rem pignori datam Ulp. 358, 8. incerti, ut iter mihi concedatur Pomp. 381, 21. incertum, ut servitus imponatur Marcian. 257, 23. cf. Ulp. (698, 29). si sine deductione domum tradiderit, incerti e, quasi plus debito dederit Marcian. 385, 26. — 3) *Ob causam datum.* condici ei potest vel praescriptis verbis agi Paul. 575, 33. Ulp. in mortua causa donationibus: Iul. 416, 13. Afr. 417, 17. Paul. 377, 4. 419, 30. 420, 10. Ulp. in re dotali: Iac. 376, 43. Iul. 376, 18. 21. Ulp. 656, 32. 670, 16. 26. 671, 6. (παράδοξα), 804, 21. 553, 3. Paul. 376, 22. 34. Ulp. ceterum: Scaev. 86, 17. Pap. 576, 15. Ulp. 239, 28 (finito usufructu pecuniam quae data

sit vel ceteras res, quae in assumptione sunt). 31. 374, 6. 11. 15. 16. 17 (si me paeniteat). 19. 24. 26. 375, 2. 9. 27. 29. (461, 17?). 546, 31 (quasi ob causam datum sit et causa finita sit). 30. 702, 30. 704, 7. 710, 41. 43. — 4) *Quod ob turpem vel iniustam causam apud aliquem est.* Ulp. 110, 26. 378, 2. 25. 797, 41 (vel depositi vel commodati actione repeti vel condici posse). Ulp. res amotas vid. 4. 7. — 5) *Indebitum.* quod is qui perpetua exceptione tueri se poterat, promisit ut liberaretur Ulp. 382, 2. operas liberti Ulp. (Iul.) 383, 2. 6. 14. 17. id quod pro impensis necessariis compensari solet Ulp. 732, 3. Ulp. ceterum: Iul. 384, 11. 18. 520, 25. 689, 22. 706, 33. 707, 3. Pomp. 381, 3. 705, 33. 34. 711, 36. 733, 11. 19. Ven. 732, 2. Afr. 553, 25 (quasi plus debito solverim). 708, 35. Gai. III, 91. Scaev. 389, 16. Ulp. 347, 26. 27. 379, 4. 382, 16. 22. 29. (Iul.) 383, 11. 11 (fructus). 20. 25 (quasi indebita). 437, 6. 440, 26 (quasi indebitum). 461, 2. 30. 467, 27 (quasi indebitum soluto). (Mela) 564, 9 (quasi indebitum). 703, 27. (224, 11; quae per errorem omisa vel soluta sunt). Paul. 380, 25. 388, 27. 465, 7. 516, 27. 522, 10. 533, 20 (pretium). (Iul.) 711, 10 (si indebitum adiecto solutionem sit, stipulatori). Mod. 386, 19. — 6) *Id quod sine causa ad aliquem pervenit. ex donationis causa:* Iul. 417, 3. Pomp. 706, 17. Ulp. 698, 29. 30. 699, 27. 708, 29. Paul. 712, 29. 172, 14. Ulp. fractus praedoni Pap. 387, 2. Ulp. 410, 29. Paul. 306, 22. 637, 15. cf. Iul. (376, 31). Afr. 622, 13. Ulp. 358, 2. 6. Ulp. ea quae vi fluminum importata sunt Ulp. 358, 8. Ulp. ceterum: Iul. (494, 27). 552, 33 (unde Paul., 362, 12). Pomp. 685, 11. Ven. (732, 2). Afr. 361, 29 (quasi ex re tua locupletior factus sim). 464, 22 (pecuniam pro muliere intercedente numeratam). 678, 26. Ulp. (360, 1. 4. 57). 389, 27. 32. 33. 31 (quasi sine causa datum). Paul. 362, 13 (ex Iul. 552, 23). 15. 426, 8. 628, 13. — 7) *Ex furtiva causa, sim. vid. 2. causa pag. 678, 7 (9 loci).* ei qui vi bonorum raptorum tenetur Ulp. 392, 12. furti agere possum vel condicere vel ad exhibendum agere Ulp. 578, 13. ad exh. agere vel vindicare vel condicere Ulp. 346, 14. Ulp. res amotas: Ulp. 735, 3. Paul. 734, 6. Marcian. 736, 6. 6. Ulp. ceterum: Lab. 573, 4 (frumentum). Cels. 393, 2. Iul. 392, 20 (cornua). 11 (corium, carum, cornua). 393, 1 (corium). 1 (bovem). 3 (mustum et vinatum). 752, 33. Gai. II, 79 (res extinctas). Scaev. 393, 17. Tryph. 393, 22. Ulp. 249, 33 (rem suam). (358, 3. 6). 367, 22. 378, 19 (quasi furti). 391, 14. 392, 7. 14. 15. 22. 23. (394, 2? fundum. 2). 517, 11 (rem quasi furtivam). 578, 21. 653, 43. (743, 32; ei qui deiecti). 747, 20. 570, 35 (avarum et iustis et vinaceorum nomine; ex Iul. 390, 3). 751, 16 (mortuum). Paul. (Iul.)

377, 11 (falso procuratori). 391, 12 (mortuum hominem; cf. *Ulp.* 751, 18). 392, 19, 20 (ex argento subrepto pecunia facta). 743, 14. i. (*Iul.*) 58. 938, 9.

condicticius. condicticia actio (vel scil. actio) *Iul. (Trib.)* 376, 20. *Ulp. (Trib.)* 361, 32. 367, 20. 20. *Paul.* 712, 27.

condictio. I. **Conspetus locorum.** *Proc.* 386, 32. 22. 682, 21. *Iac.* 386, 5. *Cels.* 412, 13. *Iul.* 361, 1. 376, 31. 377, 2. 384, 31. 34. 31. 385, 1. 389, 36. 38. 390, 2. 392, 33. 38. 40. 677, 31. 27. 698, 4. 776, 4. 17, 11. 295, 4. 408, 30. 40 (condicione F). 416, 33 (condicione F). 614, 17. 734, 3. 5. 762, 12. *Pomp.* 359, 34. 28. 391, 6. 393, 7. 9. 644, 13. 19. 30 (condictio F). 648, 13. 738, 14. 18. 16. 756, 38. 38. *Afr.* 553, 21. 22. 27. 417, 13. 18. 708, 16. 13. 735, 50. 51. *Gai.* 62, 7. 518, 22. 26. 566, 12. 700, 2. 736, 8. 752, 7. 9. 10. II, 79. III, 91. IV, 5. 8. 12. 18. 18. 33. 33. *Marcell.* 680, 34. 713, 3. *Scaev.* 74, 20. 393, 18. 643, 27 (condiciones F). 712, 27. *Pap.* 386, 30. 387, 9. 9 (corr.). 12. 388, 22. 390, 9. 11. 14. 13. 392, 12. 398, 3. 712, 11. 725, 22. 55, 18. 693, 51. 51. 52. 716, 31. 718, 38 (condicionis F). 731, 13. 757, 51. 52. 50. *Tryph.* 388, 9. 393, 23. 24. 478, 12. 684, 16. 18. 686, 6. 736, 18 (condicione F). 772, 4. *Ulp.* 110, 34. 21. 24. 129, 30. 131, 32. 185, 41. 192, 35. 41. 219, 17. 19. 21. 26. 223, 31. 239, 30. 249, 34 (condicione F). 343, 16. 11. 358, 7. 21. 22. 359, 2. 4. 7. 360, 1. 12. 13. 32. 36. 367, 31. 32 (condictio F). 374, 14. 22. 375, 13. 31. 376, 6. 11. 378, 19. 382, 24. 20. 23. 383, 21. 21. 28. 384, 2. 4. 7. 389, 21. 24. 36. 391, 4. 19. 21. 22. 22. 22. 24. 25. 26. 30. 33. 392, 3. 7. 9. 10. 12. 16. 25. 27. 393, 34. 404, 29. 410, 21. 22. 434, 13. 461, 6. 7. 19. 564, 12. 577, 34. 656, 32. 669, 16. 20. 670, 31. 676, 30. 32. 702, 19. 708, 2. 732, 6 (condicioni F). 736, 1. 798, 32. 224, 13. 418, 4. 419, 38. 495, 45. 636, 17. 32. 639, 1. 644, 13. 645, 45. 653, 39. 13. 43. 699, 34. 704, 7. 710, 44. 44. 736, 8. 19. 30. 739, 5. 740, 30. 747, 38. 750, 33. 767, 8. 9. *Paul.* 123, 6. 303, 23. 317, 20. 24. 362, 8. 369, 21. 25. 376, 30. 378, 26 (condicione F). 40. 380, 6. 11. 19. 20. 24. 388, 18. 391, 10. 11 (condicione F). 392, 19. 29. 393, 21. 474, 42. 475, 1. 487, 16. 546, 2. 574, 31. 575, 30. 641, 21. 734, 4. 735, 7. 26. 797, 26. 419, 7. 9 (condicio F). 420, 5. 41. 636, 7. 645, 22. 34. 694, 43. 699, 51 (condicione F). 745, 36. 764, 39. II, 31. 13. 28. *Marcian.* 812, 58. *Herm.* 684, 5. 357, 3. 374, 2. 377, 32. 379, 2. 389, 20. 391, 2. 393, 24. 22. —

II. Loci dispositi per genera conditionum.
A. **Legis actio per conditionem.** *Gai.* IV, 12. 18. 33. 33. — B. *In iudiciis, quibus per concepta verba agitur.* (multos locos interpolatos esse constat, de singulis adhuc disputatur, quos indicare mitto). appellantur in rem quidem actiones vindicationes, in personam vero actiones, quibus DARI FIERIVE OPORTERE intendimus,

conditiones *Gai.* IV, 5. cf. 18. actionum genera sunt duo, in rem, quae dicitur vindicatio, et in personam, quae condictio appellatur *Ulp.* 644, 33. cf. 495, 13. *Paul.* 317, 20. totiens condictio datur, quotiens ex ea causa numerati sunt (nummi). ex qua actio esse potuisset, si dominium ad accipientem transisset *Ulp.* 360, 12. cessat ignominia in conditionibus, quamvis ex famosis causis pendente *Ulp.* 645, 41. — 1) *De conditione certi.* 357, 3. certi condictio competit ex omni causa, ex omni obligatione, ex qua certum petitur *Ulp.* 358, 21. competit ex omnibus contractibus *Ulp.* 358, 32. ~ ceterum: *Iul.* 361, 1. *Pomp. (Iul.)* 359, 34. 35 fere = 644, 13. 19. *Ulp.* 359, 2. 4. (*Arist.*) 7. 360, 1. (20). 26. 374, 22. 669, 16. 20. 699, 34. *Paul.* 694, 43. 699, 51. — *De conditione certae rei vel triticariae.* 393, 22. *Ulp.* 393, 34. fundus vel homo per conditionem petitur *Paul.* 362, 5. c. vassorum usufructuario traditorum *Ulp.* 249, 31. — 2) *De conditione incerti.* *Paul.* (699, 51). acceptationis: *Iul.* 461, 19. obligationis: *Iul.* 416, 33. cautionis vel satisfactionis: *Pap.* 55, 18. *Ulp.* 239, 30 (incerti conditione). (*Pomp.*) 224, 13. liberationis: *Iul.* 389, 36 (incerti), 35 (alias conditione id agitur, ut omni obligatione liberetur, alias ut exoneretur). 677, 27 (ut promissione dotis liberetur). *Tryph.* 684, 16. 18. *Ulp.* 131, 26. (384, 7. 389, 21. 26). 636, 17 (ex *Iul.* 408, 39). *Paul.* 376, 26. (336, 7). ut acceptum fiat *sim. Iul.* 390, 3 (incerti). 408, 36 (unde *Ulp.* 636, 17). *Ulp. (Iul.)* 636, 36. possessionis: *Iul.* 17, 11 (incerti). *Tryph.* 478, 12. *Ulp.* 392, 21 (incerti: si res pignori data subrepta sit). *Paul.* 380, 20. 21. cum quid precario rogatum est *Iul.* 614, 17 (incerti conditione id est praescriptis verbis). cf. etiam *Ulp.* (249, 31). ut patris servitutum imponi *Paul.* 546, 2 (incerti). — 3) *De conditione ob causam datorum.* de conditione causa data causa non secuta 374, 2. in mortis causa donationibus: *Iul.* 698, 4. (416, 33). *Afr.* 417, 13. 18. 19. *Scaev.* 712, 37. *Pap.* 712, 11. *Tryph.* (684, 16. 19). *Ulp.* 708, 2. 418, 1 (ex penitentia). (*Iul.*) 419, 33. *Paul.* 641, 21. 419, 7. 3. 420, 3. 41. in re dotati: *Iul.* 376, 21. *Marcell.* 680, 31. *Pap.* 390, 2. 11. 11. *Ulp.* 376, 6. 8. 11. 656, 32. 670, 21. 676, 30. 32. *Herm.* 684, 5. ~ ceterum: *Iul.* 377, 3. (384, 31). 408, 40. *Scaev.* 643, 21. *Ulp.* 374, 11. 375, 11. 12. 21 (penitentia dabit conditionem). (389, 21. 26. 461, 19). 704, 7. 710, 44. *Paul.* 388, 18. 574, 31. 575, 30 (vel civilis actio in hoc quod mea interest vel ad repetendum condictio). — 4) *De conditione ob turpem vel iniustam causam.* 377, 32. *Ulp.* 110, 21. 27. 28. 378, 4. 12. 577, 34. 639, 1. *Paul.* 378, 26. 40. ~ rerum amotum *vid. s. 7).* — 5) *De*

condictione indebiti. *§ 379,2.* ex his omnibus causis, quae iure non valuerunt vel non habuerunt effectum, secuta per errorem solutione condictioni locus erit *Pap. 386,22.* indebiti soluti conditio naturalis est et ideo etiam, quod rei solutae accessit, venit in condictionem *Paul. 380,17.* *cf. Tryph. 388,2.* indebiti *Pap. 398,3.* 725,27. 731,18. 757,31. 30. indebita *Paul. (380,21).* indebiti dat *Tryph. (478,12).* decem quae ipso iure non debuit *Pap. 693,38.* veluti indebiti soluti *Ulp. 384,4.* 10 quasi sciens indebitum solvit *Ulp. 382,22.* quasi plus debito solverit *Iul. (17,11).* ob id quod indebitum marito promisit aut solvit *Tryph. 686,6.* indebiti promissi *Ulp. 384,7.* *cf. (636,31).* *impensarum* *Ulp. 384,21.22.* *Ulp. 732,6.* *et ceterum:* *Iav. 386,3* (plus debito solum). 385,1. 776,4. 734,3. 8. *Afr. 708,33.* 735,30.31. *Gai. 111,91.* *Pap. 387,4.9* (*corr.*). 12. 693,31.32. 718,33. *Ulp. (131,25).* 185,41. 192,37. 41. 223,31. 360,12. 382,21.30. 383,21.21. 22. 384,2. (389,32). 461,6.7. 564,12. *Paul. 123,6.* 20 376,22. 380,6 (usus fructus). (30). 487,16. — **6**) De condicione sine causa *§ 389,20.* quod ex non concessa donatione retinetur, id aut sine causa aut ex iniusta causa retineri intelligitur: ex quibus causis conditio nasci solet *Gai. 700,2.* *cf. Cels. 412,13.* *Afr. 708,13.* *Paul. 636,7.* *et ceterum:* *Proc. 386,32.21.* 682,22. *Iul. 384,21.* 677,27. 295,8. *Afr. 553,27.* *Scaev. 74,29.* *Pap. 388,22.* 390,15. *Ulp. 389,22.24.26.* 434,15 (*corr.*). 702,12. *Paul. 317,(20).29.* — **7**) De condicione furtiva *§ 391,1.* *Afr. 708,10.* *Pap. (757,31.30).* *Paul. 735,26.* ex causa furtiva *vid. s. causa pag. 678,8* (9 loci). competit proprietario *Ulp. (Iul.)* 219,12.21. competit soli domino *Ulp. 391,1.* *cf. 740,30.* heredi *Paul. 392,19.* heredem furis obligat *Ulp. 391,25.* *cf. 29.* 736,8. 767,3. *Paul. 391,17.* tamdiu condictioni locus erit, donec domini facto dominium eius rei ab eo recedat *Ulp. 392,12.* conditio petit rem ipsam *Ulp. 391,22.* decisione non tollitur *Ulp. 391,22.* neque furti actio per condicionem neque conditio per furti actionem consumitur *Ulp. 391,22.23.* 24. liberarum personarum nomine nusquam est *Paul. 745,35.* *ut vindicatio et conditio Gai. 518,22.23.* 566,12. 752,7. 2. *Iul. IV, 8.* *Ulp. 391,21.* (736,1). 739,3. *Paul. II, 31, 13.* *cf. Pomp. 738,11.* commodati actio et c. *Ulp. 404,32.* *Paul. 645,22.* conditio et ex locato *Paul. 645,34.* conditio et damni iniuriae actio *Gai. 62,7.* actiones ad exhibendum et furti et conditio *Ulp. 129,20.* *Paul. 764,25.* *et rerum amotarum actio conditio est Gai. 736,9.* *cf. Ulp. 736,1.* *Paul. 393,21.* 734,1. 735,7 (c. competit domino rerum amotarum, quae marito pignori datae sunt) *et depositae rei*

nomine *Paul. 474,12.* 475,1. *cf. Pomp. 393,7.* *et rerum raptarum nomine Ulp. 767,3.* *cf. Gai. (IV, 8).* *et ceterum:* *Iul. 392,22.23.* (bovis, corii, carnis). 20. 762,13. *Pomp. 393,2.* 738,16. 756,33. 34. *Afr. 553,21.22.* *Gai. II, 79.* *Marcell. 713,3.* *Scaev. 393,15.* *Pap. 393,11.* 716,31 (*corr.*). *Tryph. 393,22.* 21. 736,18. 772,4. *Ulp. (Iul.) 219,17.20.* 343,16. 17. 358,7. 367,21.22 (iuvocaphc). 391,19.21.30.22.32. 392,7. 9. 10. 16. 22. (27). 410,21.22. 798,22. 653,39.45.46. 747,33. 750,23. *Paul. (Iul.) 303,22.* 369,21. (*Pomp.*) 22. 391,10. 392,29 (poculorum). II, 31, 28. — **8**) De condicione ex lege *§ 393,22.* quae ex lege descendit *Marcian. 812,38.* —

III. Loci per casum ordinem dispositi (loci repetuntur). **A. Nominat.** condictio est *Iul. 385,1* (mihi). *Pap. 387,12* (impuberis). 757,31. *Tryph. 684,15.* *Ulp. 383,21.* *Paul. 378,40.* 745,33 (nusquam). est nulla *Ulp. 391,22.* est naturalis *Paul. 380,17.* est salva *Gai. 752,16.* est alterius aestimationis *Ulp. 736,13.* rerum amotarum actio c. est *Gai. 736,9.* actio condictio appellatur *Gai. IV, 5.* *Ulp. 644,23.* dicitur *Gai. IV, 18.* vocatur *Gai. IV, 18.* *et condictio assumit vires ex persona defuncti Ulp. 495,33.* cessat *vid. s. cesso pag. 726, 15* (9 loci). committitur *Ulp. 731,13* (*corr.*). competit *vid. s. competo pag. 846, 15* (46 loci). descendit ex lege *Marcian. (812,38).* durat *Pap. (757,31).* *Tryph. 393,21.* *Ulp. 391,20.22.* non egreditur retrorsum iudicii accipiendi tempus *Ulp. 736,30.* evanescit *Ulp. 653,23.* extinguitur *Ulp. 710,4.* habet locum *Ulp. 384,21.* *Afr. 735,30.* *Pap. 249,21.* 375,15. 378,19. 384,2. 389,21. manet *Pomp. 738,11.* *Ulp. 359,2.4.* 382,21. nascitur *Gai. 700,2.* *Scaev. 643,27.* *Pap. 712,11.* 55,18. *Ulp. 360,1.* 383,22. 404,22. 710,44. *Paul. 575,20.* 641,21. 694,33. obligat heredem furis *Ulp. 391,22.* pendet *Ulp. 219,26.* peremittit *Iul. 734,3.3.* pertinet ad rei recipiendam *Gai. 752,7.* petit rem ipsam *Ulp. 391,22.* revocare consuevit, quod alterius apud alterum sine causa deprehenditur *Pap. 388,22.* sequitur *Paul. 419,9.* sufficit *Ulp. 767,3.* tollitur *Gai. 752,3.* *Scaev. (393,12)* altera condicione). *Pap. 393,11.* *Ulp. 391,22.* transit ad heredem *Paul. 380,6.* — **B. Accusat.** condicionem acquirere *Pomp. (Iul.) 359,21.22.* 644,13. 73. 30. *Ulp. (Arist.) 359,7.* 676,30. amittere *Ulp. 392,2.* cedere *Gai. 566,12.* consumere *Ulp. 391,22.* dare *Ulp. 110,21.* 360,12. 367,22. 375,21. 708,2. *Paul. 393,21.* excipere *Tryph. 393,22.* exhibere *Gai. 518,22.* extinguere *Ulp. 656,22.* habere *Cels. 412,13.* *Iul. 361,1.* 384,21. 392,22. *Pomp. 756,33.* *Afr. 553,22.* *Gai. 518,22.* *Marcell. 680,31.* *Pap. 390,11.* 693,31. 33. 757,30. *Tryph. 686,6.* *Ulp. 185,11.* 192,22.

376, s. 382, s. 384, s. 7. 391, s. 564, s. 676, s. 418, s. (Jul.) 419, s. impedire Ulp. 391, s. inducit pactum Pap. 387, s. mandare Ulp. 739, s. parit perpetua exceptio Ulp. 382, s. praestare Afr. 708, s. 13. Pap. 757, s. Ulp. 192, s. remittere Pomp. 738, s. timere Ulp. 577, s. ~ ad conditionem pertinet Ulp. 223, s. ~ in conditionem venit Paul. 380, s. s. 391, s. ~ per conditionem agere Gai. IV, 12 (lege). Paul. 380, s. 388, s. non consumitur furti actio Ulp. 391, s. munitus est Ulp. 131, s. petere Proc. 386, s. 34. Iul. 734, s. Pap. 725, s. Ulp. 393, s. Paul. 362, s. recipere Iac. 386, s. remittitur obligatio Tryph. 684, s. repetere Proc. 682, s. Ulp. 639, s. Paul. 487, s. ~ praeter conditionem furti actio datur Paul. II, 31, 28. — C. *Genetivus*, conditionis causa Afr. 553, s. Pap. 716, s. 718, s. Ulp. (stip.) 653, s. Paul. (Pomp.) 369, s. fictio Gai. IV, 33. 33. genus Paul. II, 31, 13. instar optinere Pap. 387, s. (corr.). ius Afr. 417, s. (ex con.); huius codd.). locus Afr. 735, s. nomine teneri Ulp. 343, s. Paul. 734, s. rationem habere Paul. (Jul.) 303, s. simplum Iul. 762, s. species Tryph. 772, s. Ulp. 389, s. — D. *Dativeus*, condictio loci est Pap. 386, s. Ulp. 360, s. 378, s. 389, s. 392, s. 732, s. Paul. 574, s. 420, s. privilegium tribuitur Herm. 684, s. — E. *Ablativus*, condictioe uti Iul. 614, s. Ulp. (Jul.) 636, s. ~ condictioe id agitur Iul. 389, s. agere Ulp. 392, s. 750, s. 767, s. Paul. 378, s. compellere Iul. 408, s. condicere omissam cautionem Ulp. 239, s. consequi Iul. 389, s. 390, s. 392, s. 677, s. Ulp. 343, s. conveniri Ulp. 367, s. liberari Marcell. 713, s. obligare Pomp. 391, s. Paul. 475, s. Ulp. 702, s. obstringi Pomp. 393, s. recipere obligationem Iul. 416, s. repetere Iul. 376, s. 384, s. 677, s. 295, s. 408, s. Scaev. 74, s. Paul. 123, s. 419, s. praestare Ulp. 410, s. teneri Iul. 377, s. 698, s. 776, s. Pomp. 393, s. 756, s. Gai. III, 91. Scaev. 712, s. Pap. 398, s. Ulp. (Jul.) 219, s. 360, s. 391, s. 392, s. 669, s. 670, s. 653, s. Paul. 391, s. 420, s. 636, s. 645, s. 699, s. 764, s. tollitur condictio Scaev. 393, s. ~ de condictioe # 357, s. 374, s. 377, s. 379, s. 389, s. 391, s. 393, s. tractare Ulp. 392, s. ~ ex condictioe consequi Ulp. 410, s. sufferre litis aestimationem Pomp. 738, s. ~ in condictioe adjuvari iureiurando Paul. 369, s. aestimatio fit Paul. 392, s. aestimatio crescit Tryph. 736, s. cessat ignominia Ulp. 645, s. debiti non debiti ratio naturaliter intellegenda est Tryph. 388, s. idem placet Ulp. 747, s. teneri in solidum Ulp. 392, s.

condio. conditum acil. vinum Ulp. 123, s.

conditura. defrutum, quod conditurae loco fuit Ulp. 123, s.

condo. I = *reponere*. pretia purpureae Pap. 96, s. fructus Ulp. 810, s. fruges Paul. II, 8, 2, in condito esse, habere Paul. 98, s. 46. ~ in armariis, scriniis, ceteris libris Ulp. 89, s. in horreis Scaev. 131, s. (crabattum argento inaurato tectum). Pap. 524, s. (merces). in lateraliis chirographa et pecuniam Scaev. (test.) 100, s. 8. s. 10. s. 11. s. (emptio-nes praediorum). in terra custodiae causa Pap. 515, s. (pecuniam). s. 10. in meo an in alieno Pap. 515, s. 13. sub terra quid vel luci causa vel metas vel custodiae Paul. 495, s. — II = *sepelire*. quod est principale, id est caput Paul. 355, s. corpus Scaev. (test.) 66, s. Ulp. 349, s. (corpus ossave). 351, s. Marcan. 355, s. (terra). s. s. (in arcu). ornamenta cum corporibus Ulp. 351, s. mortuum Gai. 350, s. (in arca). reliquias Ulp. 356, s. (in monumento). Mod. 316, s. — III = *constituere*. iura Gai. I, 7. IV, 30. regna Herm. 2, s. urbem Pomp. 955, s. testamentum? Gai. III, 44 (ex suppl.). ~ natura rerum conditum est, ut plura sint negotia quam vocabula Ulp. 575, s.

condono. ut filius meus filios vestros vobis condonet Ulp. (test.) 92, s.

conduco. I. *Proprie* = in unum locum ducere. aquam in unum locum Ulp. 600, s. — II. *Translative* = *mercede aliquid utendum vel fruendum accipere aut faciendum suscipere*. A. *Generaliter*. Pomp. 648, s. Ulp. (Jul.) 224, s. ad eo qui conduxerit, vindicari non posse Ulp. 203, s. deportatus locat conduci Marcan. 861, s. decurio prohibetur conducere quaedam Marcan. 909, s. (cf. Ulp. 922, s.) ad certum tempus Ulp. 562, s. ad pecuniam numeratam Gai. 566, s. nummo uno Ulp. 569, s. 507, s. si quis ante conduxit, postea precario rogavit Ulp. 507, s. cf. ff. 18. s. (cf. Iac. 510, s. Iul. 475, s. Tert. 511, s. Ulp. 410, s.) is qui a me ~ mercede conduxerat, ut paterer eum sibi iure eximere (saxum) Ulp. (Triest.) 409, s. ~ potestas condu-
cendi Lab. 566, s. ad locandum conducendum servi praepositi Marcan. 91, s. locando condu-
cendo contrahere Ulp. 644, s. obligari Mod. (Pomp.) 499, s. in locando conducendo . . ad inter-
rogationem quis non respondit Paul. 654, s. in
conduco habitare Ulp. 294, s. 772, s. ~ locat
conduci # 559, s. conduci actio Afr. 568, s.
Ulp. 750, s. genus 469, s. ~ de locato et con-
ducto Paul. II, 18 R. ~ ex conducto actio
Lab. 421, s. (ex c. locato). Afr. 568, s. 51. s. 39.
328, s. 389, s. 469, s. 562, s. 563, s. 564, s. 11. s.
574, s. 36, s. = cat. 44. 931, s. (ex locato c.). Paul.
162, s. 565, s. 569, s. 387, s. (ex c. et locato).

agere *Aff.* 567, 4. 10. *Lab.* 573, 5. *Iul.* 225, 22. 425, 5. 560, 22. *Gai.* 565, 32. *Ulp.* 161, 19 (ex locato vel c.). 19. 286, 32. 347, 9 (ex locato c.). 389, 22. 403, 5 (ex locato c.). 559, 21 (ex locato et c.). 562, 15. 563, 32. 392, 8. 591, 3. *Paul.* 419, 5. 12. 29. 565, 19. consequi *Ulp.* 563, 9. *Paul.* 559, 30. conveniri *Paul.* 571, 20. experiri *Ulp.* 384, 3. *Paul.* 420, 10. 571, 12. iudicium *Gai.* IV, 62 (bonae fidei). *Ulp.* 328, 32. obligari *Paul.* 162, 18. 161, 5. teneri *Ulp.* 270, 8. 469, 32. 559, 37. 563, 18. 564, 3. *Paul.* 344, 4. 569, 31. titulus *Paul. coll.* 10, 9, 1. ~ in locato conducto culpa praestatur *Ulp.* 161, 21. cf. 470, 2 (et dolum et culpam praestant). ~ pro conducto re sua ut potest debitor *Flor.* 412, 35. — B. *Specialiter.* 1) *rem vel hominem.* *Ulp.* 619, 8. 740, 8. quod *Ulp.* 559, 30. 403, 23 (a fisco). nedes *Ulp.* 384, 4. *Paul.* 389, 3. agros vectigales *Paul.* 215, 20. aream *Ulp.* 589, 18. armarium *Ulp.* 167, 17. balneas, balneum *Aff.* 567, 9. 591, 35. cenaculum (— a) *Aff.* 567, 2. *Gai.* 642, 7. *Ulp.* 294, 22. 20 409, 3. devorsorium *Ulp.* (588, 18). dolia *Ulp.* 538, 22. domum *Lab.* 566, 27. 28. *Ulp.* 408, 13. 559, 37. faudum *Aff.* 462, 13. *Iac.* 525, 21 (partem fudi). 564, 37. *Pomp.* 570, 32. 29. *Afr.* 568, 37. 569, 2. *Marcell.* 510, 8. *Ulp.* 211, 32. 238, 32. 245, 20. (559, 37). 607, 17. *Paul.* 215, 21 (in perpetuum fructum a municipibus). 27. 552, 9. 564, 32. 571, 16. *Herm.* 524, 32. gregem *Ulp.* 560, 13. habitationem *Ulp.* 560, 2. 564, 6. 10. 11. 272, 13. *Paul.* 388, 37. (ad *Lab.*) 558, 16. 303, 30. horreum *Ulp.* (167, 17. 588, 18. 272, 13). *Paul.* 431, 22. 30 hortos publicos *Lab.* 78, 10. 11. hospitium *Gai.* 391, 18. *Ulp.* 142, 9. insulam *Aff.* 567, 2. 4. *Tryph.* 559, 20. lacum vel stagnum *Ulp.* 581, 33. 55. locum *Gai.* 350, 36. *Ulp.* 295, 8. locum publicum *Ed. Ulp.* 577, 8. *Ulp.* 577, 8. 10 (fructum). 776, 11 (ex comi; 35 hoc *cod.*). loca in navem *Paul.* 419, 14. mancipia in balneis ad custodienda vestimenta *Ulp.* 83, 15. manum *Paul. coll.* 11, 2, 1. measuras *Ulp.* 561, 29. mulionem (servum) *Lab.* 573, 9. 11. navem *Lab.* 421, 36. 422, 6. *Seae.* 573, 21. *Pap.* 575, 6. *Ulp.* 40 161, 19. 416, 38 (per aversionem). *Paul.* 419, 12. (ad *Lab.*) 422, 8 (aversione). officinam *Ulp.* 167, 12. (17). operas servi *Iul.* 446, 10 (suas servus a fructuario). *Ulp.* 425, 1. 560, 2. *Paul.* 300, 21. 418, 7. pabulum *Ulp.* 126, 13. pergulam *Ulp.* (167, 17). 45 pignus (*juine fiduciam?*) *Ulp.* 410, 30. *Paul.* 413, 9. 10. cf. *Gai.* (II, 60). possessionem *Tert.* 511, 51. *Paul.* 884, 14 (a fisco). pradium *Ulp.* 507, 13. 922, 38 (pr. publica decurionibus conducere non licet). *Paul.* 180, 30. rem *Iac.* 510, 33. 521, 10 (suam). *Iul.* 475, 13 (suam). *Gai.* 559, 22. II, 60. *Marcell.* (570, 1). *Tert.* 511, 33 (quasi meam). *Ulp.* 224, 2 (meam). 562, 12. *Paul.* 508, 31. 569, 31.

512, 31. *Marcian.* 513, 33. servum *Iac.* 541, 7. *Marcell.* 570, 1. *Ulp.* 286, 20. *Paul.* 162, 18. solum *Gai.* 591, 17. *Paul.* 387, 33. superficiem *Ulp.* 591, 3. 13. 14. tabernam *Ulp.* (167, 13. 17). 270, 7 5 (casariam a Minturnensibus). vasa *Ulp.* (*Trib.*?) 538, 22. 23. vectigal *Gai.* 406, 13. 935, 5. *Ulp.* 432, 18. 406, 13. *Paul.* 405, 3. 13. vectores *Ulp.* 415, 17. vehiculum *Lab.* 573, 12. usum fructum *Ulp.* 238, 29. *Marcian.* 226, 36. — 2) *Operas hominis liberi.* *Ulp.* 383, 14. 564, 17. 574, 6. operas servi *vid.* 8. pag. 901, 43. ~ te, ut iniuriam facias *Ulp.* 775, 33. cf. *Paul.* 418, 9. V, 26, 3. 30^a. 30^a. (*coll.* 11, 2, 17). mensorem *Paul.* 306, 15. 30. mercennarium *Paul.* 758, 33. — 3) *Opus scil. faciendum.* *Flor.* 569, 4. 15 *Ulp.* 245, 36. *Paul.* 934, 3. ~ docendum servum *Ulp.* 561, 12. 11. expediendum lanam *Ulp.* 245, 22. exvehendas merces *Ulp.* 331, 22. faciendum (— dam) *Lab.* 573, 31 (rivum). *Iac.* 572, 17 (domum). *Marcell.* 569, 43. fere = *Ulp.* 656, 14. *Ulp.* 656, 11 (insulam). lavanda vestimenta *Ulp.* 389, 29. pascendo vitulos vel sarcendum quid poliendumve *Ulp.* 560, 17. cf. 18. perferendas res *Ulp.* 161, 30. poliendum *vid.* pasendum. praebendum quid exercitui *Ulp.* 653, 9. praestandum balneum in municipio *Lab.* 572, 12. servandum aliquid *Iul.* 406, 5. transportandum *Gai.* 566, 6 (columnam). 10 (dolia vel tignum). *Ulp.* 560, 31 (vinum de Campania). vehendum *Lab.* 421, 32 (mancipia). *Ulp.* 331, 22 (merces). 561, 6 (onus Minturnas). 564, 13 (mulierem navi). *Paul. not. ad Lab.* 422, 1 (merces).

conductio. (locatio (et) conductio *Ed. Ulp.*

590, 33. *Ner.* 73, 21. *Gai.* 551, 35. 559, 9. 7. 9. 10. 12. 14. 565, 36. 579, 16. 640, 33 = III, 135. III, 142. 142. 143. 143. 144. 145. 145. 145. 146. 146. 147. 147. 147. 162. *Pap.* 678, 33. *Ulp.* 63, 13. 347, 7. 499, 3. 342, 3. 935, 17. *Paul.* 479, 9. 559, 3. 564, 37. 647, 18. (ad *Lab.*) 724, 33. *Marcian.* 582, 17. *Herm.* 2, 19. — I. *Generaliter.* locatio conductio est ultro citroque obligatio *Ulp.* 935, 17. est naturalis et omnium gentium *Paul.* 559, 3. ex iure gentium instituta *Herm.* 2, 13. in suo nomine non stat, sed transit in proprium nomen contractus *Ulp.* 63, 15. cf. *Paul.* 574, 22. in locatione et conductione veteres appellationibus promiscue utebantur *Gai.* 551, 35. locatio c. proxima est emptio et venditioni *Gai.* 559, 3. cf. 9. 10. 12. 14. III, 145. 145. *Iac.* 523, 11. ~ in locationibus conductionibus consensu fiunt obligationes *Gai.* 640, 13 = III, 135. cf. *Paul.* (559, 3). 647, 18. duo rei promitteudi fieri possunt *Pap.* 678, 33. se circumscribere concessum est *Paul.* 564, 37. a locatione conductione consensu recedi potest *Ner.* 73, 21. conductione suae rei dominum non teneri *Afr.* 514, 33. sed cf. *Tert.* 29 *

511, 33. est totiens conductio alicuius rei. quotiens materia in eodem statu eiusdem manet *Iac.* 523, 11. nulla est nummo uno *Ulp.* 569, 37. *ferē* = 507, 33. contrahi non videtur, si merces promissa sit alieno arbitrio *Gai.* 565, 35. in conductionibus publicorum communiter gestum est, non societas *Ulp.* 502, 3. —

II. Ceteri loci per casuum ordinem dispositi. **A. Nominat.** locatio et conductio non est inter talem personam (mensorem) *Ulp.* 347, 7. conductio fuit *Iac.* 648, 7. non plaris erit, quam quanti ego putavi *Pomp.* 570, 25. pro nihilo, quasi nulla mercede statuta *Gai.* (*Trib.*?) 565, 30. fit conventio *Paul.* not. ad *Lab.* 724, 33. intercessit *Iul.* 524, 18 (et precarii rogatio et c.). intervenit *Ulp.* 211, 32. pervenit ad effectum *Gai.* (*Trib.*?) 565, 22. praestat idem, quod si (quasi?) apud creditorem res. — **B. Accusat.** conductioem constituere *Gai.* III, 142. contrahere *Gai.* 559, 7. (565, 24). III, 142. 143. 144. 145. 146. 146. 147. 147. 147. 162. *Paul.* (559, 3). *Marcian.* 582, 17. dare damuare *Lab.* 78, 11 (hortorum). finire *Scaev.* 131, 3. iterare *Paul.* 405, 11 (vectigalium). praestare *Iac.* 525, 23. relinquere *Gai.* 565, 33 (licet colono vel inquilino). ~ ad conductionem accedere *Ulp.* 848, 34 (eorum quae publice locantur). respicit res *Paul.* 479, 9. ~ circa conductionem similiter servandum *Ulp.* 568, 30. ~ contra conductionem inferre faenum in villam urbanam *Ulp.* 560, 20 (*corr.*?). ~ in universam (omnem) conductionem fideiungere *Ulp.* 923, 8. se obligare *Paul.* 570, 37 (in omnem causam conductionis). 695, 28. obligata pignora *Ulp.* 619, 8. ~ ob conductionem obligare fundum *Scaev.* 465, 31. — **C. Genetiv.** conductionis causa *Ulp.* 672, 26 (6 loci). emolumentum *Tryph.* 559, 31. fideiussor *Paul.* 570, 31. lex *Ed. Ulp.* 590, 34 (*gloss.*?). *Gai.* 565, 37. *Ulp.* 562, 11. 923, 11. *Paul.* 571, 19. lustrum *Cela.* 755, 33. modus *Paul.* 405, 8 (vectigalium). negotium *Gai.* 579, 16. pretium *Lab.* 568, 37. rationem inire *Ulp.* 922, 31. tenuis *Ulp.* 561, 35. *Paul.* 215, 37. 405, 16 et *Herm.* 405, 37 (vectigalium). — **D. Dativ.** conductioni comprehensum tempus *Ulp.* (*Trib.*?) 562, 3. praestitutum lustrum *Ulp.* 561, 11. satisfacere *Paul.* 405, 11 (vectigalium). — **E. Ablativ.** conductione finita *Scaev.* (131, 3). ~ conductione frui *Ulp.* 776, 33. liberari *Paul.* 161, 3. perfrui *Tryph.* 559, 25. ~ a conductione discedere *Ulp.* 507, 17. expulsus *Paul.* 565, 11. ~ ex conductione fisci debetrix *Paul.* 884, 3 (vectigalis). descendit lucrum *Ulp.* 499, 3. lucrum facere *Iul.* 563, 16. reliquatus est *Paul.* 769, 20. ~ in conductione idem observabimus *Ulp.* 342, 5. obligare res *Ulp.* 561, 37. remanere

Ulp. 561, 35. iure succedere *Marcian.* 909, 18 (in conductionem *edd.*). ~ pro conductione debetur quicquam *Afr.* 591, 30.

conductor. novissimus, posterior, prior *Ulp.* 561, 35. *h. verb.* — agri vectigalis *Gai.* III, 145. vectigalis, vectigalium *Hadr. Call.* 877, 13. 16. *Call.* 919, 33. *Ulp.* 923, 8. *Paul.* 695, 28. *Herm.* 405, 33. publicus *Call.* 877, 13. fundi fiscalis *Paul.* 883, 31. horreorum *Caesaris Scaev.* 595, 7. saltus *Scaev.* 557, 23. totius insulae *Paul.* not. ad *Lab.* 558, 10. apothecae *Ulp.* 295, 8. servus qui idem conductor est *Ulp.* coll. 12, 7, 7 (*ex com. Mo.*; *om. Dig.* 284, 3 loc. *gem.*). — **I. Conductor rei utendae vel fruendae.** **A. Nomin.** conductor diu non apparet *Paul.* 571, 31. sua opera aliquiud necessario auxit, aedificavit, instituit *Paul.* 571, 17. conduxit rem ab emptore *Paul.* 512, 23. consequitur (in remissione) non id quod sua interest, sed mercedis exonerationem pro rata *Ulp.* 563, 2. debet *Lab.* 572, 7. *Paul.* not. ad *Lab.* (558, 10). deiecit vel effudit *Ulp.* (295, 3). exstitit *Paul.* 884, 18. non exsolvit pensiones *Paul.* (571, 21). facere debet omnia secundum legem conductionis *Gai.* 565, 37. fruiat insula *Afr.* 568, 31. habitat *Lab.* 572, 20. *Tryph.* (559, 33). locat *Lab.* 572, 7. (20). *Paul.* not. ad *Lab.* 558, 9. migrat *Ulp.* 561, 25. praestat *Lab.* 572, 23 (nihili locatori). (25). *Ulp.* 560, 25 (servorum et quoscumque induxerit culpam). *Paul.* 571, 4 (decem Titio, si intra tempora locationis discedere vellet). *Marcian.* 588, 30 (gratuitam habitationem). prospicere debet, ne aliquo vel ius rei vel corpus deterius faciat vel fieri patiat *Ulp.* 560, 33. rupit mulas maiore onere *Afr.* 567, 12. scit *Ulp.* (*Lab.*) 561, 35. non solvit pensionem *Paul.* 571, 6. non sustinet onera annonarum et contributionum temporariarum *Mod.* 766, 9. tenetur ex locato *Ulp.* 559, 4. 560, 35. vendit *Marcell.* 569, 30 (*corr.*). *Paul.* (512, 33). utitur domi habitatione *Lab.* 566, 25. — **B. Accus.** conductorum decipere *Ulp.* 560, 6. invenire facilius *Paul.* 64, 37. liberare *Paul.* 565, 32. obligare *Paul.* 564, 25. praeferre *Ulp.* 577, 10. repellere *Paul.* 229, 4. 571, 2. vult dominus insulae habitare *Tryph.* 559, 3. ~ inter conductorem et locatorem convenerat *Ulp.* 560, 37. *Paul.* 571, 3. ~ per conductorem retinet prior locator possessionem *Paul.* 512, 23. — **C. Genet.** conductoris in bonis fuit *Ulp.* 619, 8. res *Paul.* 565, 7 (posterioris c. domino non obligantur). ~ intererat *Ulp.* 563, 37 (in frumento potius quam in pecunia solvere pensionis exceptant portionem). *Afr.* 567, 9 (habitatores ne migrantur). — **D. Dativ.** conductori locator potestatem conducendae domus non fecerat *Lab.* 566, 27. damuosa non debet esse vis maior *Gai.* 566, 1. datur

actio ex conducto *Ulp.* 562, 11. dederunt veteres interdictum *Ulp.* 776, 30. praestare *Lab.* 573, 11 (debet horrearius rerum custodiam). *Ulp.* 562, 14 (locator). 30 (agrum, ut frui possit). 563, 21 (instrumentum nomine). *Paul.* 571, 1 (locator poenam decem). tenetur locator *Ulp.* 559, 42. ~ conductoribus locantem pluribus singulorum in solidum intuitum personam *Marcell.* (569, 30; ex comi.). — **E. Ablat.** a conductore accipere mercedes *Ulp.* 609, 38. exigere *Proc.* 523, 30 (mercedis nomine). *Scaev.* 573, 38 (vecturas). 468, 33 (pensiones). ~ sarcitur culpa fundi deterioris facti et culturae non exercitatae et aedificiorum non rectorum *Paul.* 11, 18, 2. ~ cum conductore agere *Alf.* 567, 11. — (agitur de conductore praedii rustici: *Proc.* 523, 30. *Gai.* 565, 37. 566, 2. *Scaev.* 468, 33. *Ulp.* 559, 42. 560, 8. 562, 16. 35. 563, 2. 24. 37. coll. 12, 7, 7. *Paul.* 229, 4. 565, 6. 32. 571, 2. 3. 4. 6. 16. 64, 37. 884, 12. 11, 18, 2. *Mod.* 766, 2. praedii urbani: *Alf.* 567, 8. *Lab.* 566, 25. 37. 572, 1. 30. 32. *Afr.* 568, 31. *Tryph.* 559, 32. *Ulp.* 559, 42. 560, 37. 38. 619, 8. *Paul.* 558, 9. 10. 571, 31. *Marcian.* 588, 38. horrei: *Lab.* 573, 17. *Ulp.* 295, 8. *Paul.* 571, 34. loci publici: *Ulp.* 577, 10. 776, 36. mensurarum: *Ulp.* 561, 30. serti: *Ulp.* 609, 38. mularum: *Alf.* 567, 12. 11. navis: *Scaev.* 573, 37. generaliter dictum: *Marcell.* 569, 30. *Ulp.* 560, 38. 39. 561, 30. 562, 11. *Paul.* 564, 38. 512, 33. 34.). — **II. Conductor operarum** *Ulp.* 566, 14. — **III. Conductor operis faciendi:** **A. Nomin.** conductor caret culpa (*Ulp.* (Trib.) 560, 38. debet culpam dumtaxat *Alf.* 568, 4. facit omnia sua impensa *Paul.* 564, 38. moritur *Ulp.* 331, 29. petebat nummos *Lab.* 573, 12. nihil praestat domino de bonitate operis *Iav.* 570, 38. promiserat pecuniam *Lab.* 572, 9. punitur *Ulp.* 923, 3. satis non dedit *Iav.* 692, 38. tenetur ex locato *Ulp.* 561, 32. 608, 38. — **B. Accus.** ad conductorem pertinet universitas consummationis *Iav.* 570, 32. — **C. Genet.** conductoris dolo irrita est facta adprobatio *Paul.* 565, 6. periculum *Flor.* 569, 4. 2. — **D. Ablat.** a conductore adprobatur bonitas operis *Iav.* 570, 30. praestari debet, si opus vitiosum factum est *Iav.* 570, 31. ~ cum conductore ad exhibendum agere *Ulp.* 331, 28.

conecto. cognationes conectantur *Mod.* 352, 4. sanguine inter se conexi *Ulp.* (Cass.) 366, 4. ~ alienis aedificiis conexa *Iul.* 209, 38. ~ conexam rationem habere *Pap.* 766, 42. conexum esse *Ulp.* 103, 6. 760, 43 (tutelae officio). 799, 8.

confarreatio. *Gai.* 1, 112. 112.

conféro. **I.** = ferre, inferre. **A. proprie.** rem aeratam in aedes *Ulp.* 564, 2. res in locum additum *Ulp.* 334, 15. suppellectilem in hortis

(horreis?) *Ulp.* 128, 1. omnia eo *Ulp.* 127, 18 (collocata *F. I.*; collata *W. DECK.*). ~ so conferre *Pomp.* 6, 37. *Ulp.* 606, 41. 607, 4. 2. 6. 906, 32. *Paul.* 139, 14. 565, 11. cf. domicilium aliqua regione *Pomp.* 955, 18. — **B. translate.** in unum conferre *Pomp.* 7, 34 (leges regias). *Ulp.* 729, 7 (tres clausulas). 777, 4 (complures voces). 1 (omnem voel-ferationem). ~ secundum ea, quae in consultatione colata essent *Scaev.* 105, 51. ~ res, quas mulier solet in usu habere in domo mariti neque in dotem dat, in libellum *Ulp.* 671, 9. dotem in cautionem sub titulo depositi *Paul.* 477, 9. legata in tabulis *Paul.* 906, 38. tantum in posteriores tabulas *Pap.* 873, 14. dolum praesentem in exceptionem *Ulp.* 633, 38. — **II.** = contribuere. **A.** in rationem Falcidiaae. *Afric.* 220, 1. 2. 7. II. cf. *Ulp.* 180, 41 (in quantum id quod donatum est). — **B.** in petitione bonorum possessionis bona aut dotem. 1) bona in commune *Scaev.* 69, 30 = 255, 3 (uxor bona sua). *Ulp.* 292, 37. in medium *Iul.* 294, 37. *Ulp.* 291, 33. *Paul.* 294, 33. alii *Cels.* 296, 8. *Iul.* 294, 33. 295, 14. *Pomp.* 345, 13. *Scaev.* 296, 33. 33. *Pap.* 245, 38. 296, 30. 442, 8. *Tryph.* 285, 2. II. *Ulp.* 504, 28. 291, 30. 32. 292, 1. 3. 33. 34. 293, 37. 38. 298, 34. 299, 34. 35. 36. 37. 38. 11. 33. 300, 1. 3. 3. 33. 346, 13. coll. 16, 7, 2. *Paul.* 294, 13. 15. 296, 38. 33. 310, 31. *Marcian.* 377, 6. cum (del. Mo.) his *Iul.* 295, 4. invicem *Ulp.* 293, 38. *Paul.* 294, 7. ceteri loci: *Cels.* 296, 7. *Iul.* 295, 3. 2. *Pap.* 267, 31. 32. 296, 10. 297, 33. 298, 3. *Ulp.* 291, 34. 35. 292, 11. 37. 33. 31. 293, 3. 4. 8. 7. 2. II. 13. 17. 18. 19. 30. 32. 33. 34. 35. 295, 33. 35. 36. 38. 299, 33. XXVIII. 4. *Paul.* 293, 38. 37. 38. 40. 44. 44. 294, 2. 4. 8 (furti actionem). 7. 8. 15. 18. (ad *Iul.*) 33. 34. V, 9, 4. *Mod.* 300, 38. *Herm.* 310, 38. — 2) dotem alicui: *Pap.* 297, 37. *Ulp.* 895, 19. 297, 3. 7. 8. 3. *Paul.* 631, 32. 298, 3. invicem. *Ulp.* 297, (3). 30. ceteri loci: *Afr.* 295, 18. *Gai.* 297, 31. 32. *Pap.* 297, 38. 11 (usuras dotis). *Tryph.* 298, 13. *Ulp.* 293, 31. 297, 3. 16. 17. 18. 19. — **C. coheredi, coheredibus** dotem *Scaev.* 318, 12. *Paul.* 298, 3. *Ulp.* 312, 38. 39. sorori quintam *Ulp.* 199, 11. ~ ad virilem emancipato pro rata *Marcian.* 290, 31. — **D.** in funus *Pomp.* 354, 12. *Vem.* 203, 11. *Scaev.* 355, 41. *Tryph.* 684, 38. *Ulp.* 353, 11. 27. 37. 42. *Paul.* 353, 37. — **E.** ad sarcinendum damnum, quod iactu mercium vel nave a piratis redempta factum est. *Iul.* 421, 17 (pro damno). *Call.* 420, 30. 31. 32. 36. 421, 2. 5. *Paul.* 419, 38. 39 (in commune). 31. 420, 1. 4. — **F.** in societatem vel communionem. *Proc.* 511, 38. fere = *Pomp.* 498, 37. *Ulp.* 504, 31 (operam). 505, 7. 18. 32. in societatis rationem *Ulp.* 505, 31. societati *Ulp.* 501, 10. 11. in medium *Iul.* 882, 3. *Ulp.* 505, 19. inter se semipedes *Ulp.* 504, 40. ~ *Pomp.* 505, 31.

506,25. *Gai.* 489,34 (alius vinum, alius mel). III, 149. 149. *Ulp.* 505,8.25. 506,3. — **G.** usu-fructuarius proprietarii *vel versa vice*. *Paul.* 300,7 (ad litis aestimationem). 389,8.2. — **H.** in *res publicas*. navicularii et mercatores olearii qui magnam partem patrimonii ei rei contulerunt *Scaev.* 912,25. pecuniam tributi pro modo praediorum *Pap.* 932,46. summam in opus *Call.* 926,13. ob transitum exercitus ex fructibus *Ulp.* 224,31. viae vicinales ex agris privatorum collatis factae *Ulp.* 573,23. nihil de proprio patrimonio in munus *Char.* 914,41. — **J.** in *collegium*. stipem menstruum *Marcian.* 792,27. — **III.** aliquid alicui vel in aliquem. **A.** = *attribuere, eo animo ut alteri commodum praebetur*. quid *Flor.* 35,3 (alicui). quod *Ulp.* 710,22 (in maritum apiscendae dignitatis gratia). *Mod.* 619,18 (benigne). quae *Paul.* 54,18 (in uxorem per donationem). 473,1 (in sinus servi). quae non divisit pater, in unum *Pap.* 317,3. quantum satis est, in eum (patrem) *Ulp.* 314,34. ~ beneficium *Marcell.* 664,27 (in mulierem). *Ulp.* 729,19 (in patronum). 327,27 (in libertos). bona in filium per fraudem *Tryph.* 667,30 (collata *Mo.* cum *P^a V*; collocata *F*). bonorum partem in filium donationis causa *Pap.* 923,34. donationem in eum *Paul.* 168,38. donationem *Marcell.* 49,3 (in posteriori persona). *Pap.* 205,28 (in uxorem). 413,12 unde rest. 253^a (in concubinam). 442,3 et eat. 296 (in filium). *Ulp.* 484,16 (in libertum). 708,26 et 709,36 (in maritum). 286,13 (in personas exceptas m. c.). eat. 269 (in filium). *Paul.* 65,28 (in filium). *V.* 11, 4 (in duos). dotem *Lex Cinc. Paul.* eat. 305 (mulieri virginive). *Pap.* 899,36 (oneribus matrimonii ac liberis communibus). excusationem *Ulp.* eat. 174 (*suppl.*). amplissimas facultates donationibus in unum filium *Paul.* 65,26. fideicommissum in exterum *Pap.* 53,34,26. gratiam *Ulp.* 892,3. hereditatem in filium *Pap.* 205,34. honorem vel munus in eum *Ulp.* 870,16. imperium et potestatem ei (principi) et in eum *Ulp.* 14,25. indulgentiam in milites *Ulp.* 867,7. institutionem in eundem *Marcian.* 843,27. iudicium supremum in fratrem *Pap.* 71,23. partem in exterum *Pap.* 53,18. portionem in unius nepotis personam *Pap.* 57,36. voluntates in civitates *Ulp.* 927,26. ~ alia quaedam in eam contulit contra tabulas bonorum possessio *Ulp.* 297,27. — **B.** ad vel in aliquem = *dirigere, referre, transferre, sive in bonam sive in malam partem*. sermonem ad aliquem *Scaev.* 906,2. ~ quod in suam personam conferre non potest, hoc patri adquisit *Paul.* 673,3. actionem in nosmet confusione nostra *Paul.* 338,36. condemnationem *Ulp.* 322,16 (totam in unius per-

sonam). *Paul.* 496,25 (in duorum personam). conditionem *Marcell.* 712,7 (in pupillum). *Pap.* 195,13 (in personam pupilli). *Ulp.* 893,34 (in personam). maius creditum in priores debitores *Scaev.* 79,30. diem in Titii personam *Gai.* 677,8. factum in personam filii *Paul.* 673,7. iniuriam in personam eorum *Paul.* 781,34. liberationem in personam (persona *F*) liberi *Paul.* 326,4. remissionem in domini personam *Iul.* 378,13. voluntatem domini in incertam personam *Gai.* 490,28? (collocata *codd. Dig.*, sed collata 2, 1, 45 *Inst. codd. B T*). ~ emptionem penes se *Herm.* 135,30 (collocatam *codd. dett.*). — **IV.** conferre aliquid in arbitrium, voluntatem alicuius = *permittere*. in arbitrium (arbitrio) *vid. s. h. verb. pap.* 489,9 (10 loci). conditionem institutionis ad secretum alienae voluntatis *Pap.* 847,2. in meram voluntatem heredis *Ulp.* 20,38. in alienam voluntatem legatum *Mod.* 190,34. — **V.** aliquid in (ad) aliquid. **A.** in aliam rem, fere = *transferre, convertere, consumere*. 1) appellatione collata ab eo quod fit in eo ubi fit *Paul.* 3,6. ~ 2) pignorum conventionem ad bona debitoris *Pap.* 593,14. conventionem in speciem alienae rei *Pap.* 581,6. dotem sub titulo depositi in cautionem *Paul.* (477,9). negotium in condemnationem *Iac.* 344,33. verba liberationis in rem *Pomp.* 159,41. ~ 3) pecuniam legatam in id, quod maxime necessarium municipibus videatur *Val.* 923,33. pecuniam ad praediorum emptionem *Ulp.* 779,10. magnam partem patrimonii ei rei *Scaev.* (912,28). quod accepit, in mercem *Ulp.* 746,34 (collocaturum *F*). *cf. Char.* (914,41). — **B.** in aliquid tempus vel in casum quendam. fere = *constituere, referre*. causam in praeteritum, poenam in futurum *Ulp.* 184,3. conditionem *Pomp.* 830,27 et *Maeccian.* 197,33 (in futurum). *Pap.* 363,4 (ad praeseus tempus). ~ (in praeteritum). 11 (in futurum). 195,18 (in eventum). *Ulp.* 863,1 (in praeteritum). 328,29 (in praeteritum vel ad praesens). destinationem in id tempus *Iul.* 513,28. donationem in tempus matrimonii *Ulp.* 672,10. 708,36. fideicommissum in tempus mortis legatarii *Marcian.* 33,28. institutionem *Pomp.* 838,17 (in alterius factum aut quendam casum). *Paul.* 847,11 (in praeteritum, non in futurum). legatum *Iac.* 465,1 et *Maeccian.* 197,1 (in tempus libertatis). *Paul.* III, 6, 6 (in mortis tempus). libertatem in ultimum vitae tempus *Iul.* 430,30. *Pomp.* 436,28. ~ in extremum tempus manumissoris vitae *Marcell.* 423,38. in id tempus quo alienus futurus sit *Paul.* 432,13. in tam longum tempus *Paul.* 459,14. obligationem *Iul.* 360,10 (in casum). *Gai.* III, 100 (in novissimum tempus vitae stipulatoris aut pro-

missoris). *Paul.* 646, 38 et 652, 4 (in diem). pactum in tempus certum *Pap.* 387, 8. pacta conventa in divortii tempus *Pap.* 687, 16. praestationem in id tempus *Afr.* 659, 43. sermonem *Pomp.* 96, 13 (in mortis tempus). 16 (in futurum tempus). stipulationem *Pomp.* 685, 33 (in alienationem vel manumissionem suam). *Paul.* 56, 13 (in diem). usumfructum *Mod.* 227, 13 (in id tempus). verba in praeteritum tempus *Sever.* 163, 16. id quod in emancipationis suae tempus *Pomp.* 685, 33. id, quod in facto est, in mortis tempus *Paul.* 657, 4. — **VI.** = *comparare*. 'disponere' est conferre accepta et data *Ulp.* 938, 13. quantitate cum quantitate *Pap.* 55, 33. quantitate emolumenti cum pretio eorum, quos rogatus est manumittere *Ulp.* 427, 13. modulus *Paul.* 377, 33 (*scil.* cum opere). — **VII.** = *colloqui*, *agere*. cum de ea re mecum contulisset *Pap.* 412, 33. *cf. Sever.* (105, 33). — **VIII.** *Loci suspecti*. donec pecuniam conferre (conficere *Mo.*) possit *Ven.* 675, 33. ante duodecimum annum si fuerint nuptiae collatae (celebratae *Mo.*) *Ulp.* 656, 36.

confessio. falsa *vid.* s. h. verb. — **I.** *In iudiciis privatis.* **A.** *Nomin.* confessiones ita ratae sunt, si id, quod in confessionem venit, et ius et naturam recipere potest *Iav.* 339, 12. falsae c. naturalibus convenire debent *Paul.* 338, 33. confessio patris adfert grande praedictum pro filio *Ulp.* 737, 30. — **B.** *Accus.* confessionem infirmare *Pap.* 413, 4. revocare in duplum *Paul.* V, 5 A, 7. \sim in confessionem venit *Iav.* 339, 12. \sim per confessionem transferri non potest obligatio liberi hominis nomine *Iav.* 339, 10. \sim post confessionem confessi tempora quasi ex causa iudicati habebunt *Ulp.* 545, 1. *cf. Paul.* (V, 5 A, 2). nihil quaeritur *Ulp.* (*Marcus*) 542, 33. — **C.** *Genet.* confessionis est nolle nec iurare nec insiurandum referre *Paul.* 371, 30. confessionis dies *Paul.* V, 5 A, 2. — **D.** *Dative.* confessioni suae obviare *Marcell.* (*Trib.*) 412, 3. stare *Paul.* (*Trib.*) 647, 36. — **E.** *Ablat.* confessione nostra confirmis in nosmet actionem *Paul.* 338, 36. confessionibus falsis respondentes *Paul.* 338, 33. \sim a confessione sua restituimus minorem *Ulp.* 545, 1. — **II.** *In iudiciis publicis.* confessiones reorum *Ulp.* (*Sever.*) 841, 16. servi *Hadr.* *Ulp.* 840, 33. *Dic. Fr. Ulp.* 842, 13. *Ulp.* 841, 33.

confessorius. confessoria actio vel *scilicet* actio: **1.** *quae adterram confitentem datur, veluti de danno dato:* *Ulp.* 282, 31. 283, 6 (utilis). — **II.** in rem: *de usufructu Ulp.* 242, 10. omnino de servitate *Ulp.* 267, 19. 30. 31. 32. 268, 2. 15.

confestim. 'confestim' sic erit accipiendum 'ubi primum potuit' *Ulp.* 372, 33. c. an interfecto

tempore fidem adstrinxerunt *Pap.* 694, 33. c. vel post tempus cum fructibus rogatus restituere *Pap.* 246, 13. c. an sub conditione *Pap.* 59, 33. praesens debetur (legatum) aut c. ad eum pertinet *Paul.* 262, 31. c., non ex intervallo possumus repellere *Ulp.* (*Trib.*) 586, 13. \sim post acceptum legatum c. decessit legatarius *Marcian.* 33, 33. c. post aditam hereditatem meam (mancipia) a Sempronio uxore mea eligi volo *Sever.* (*test.*) 121, 31. c. post mortem *Iul.* 307, 33. *Sever.* 107, 14. \sim prioribus (tutoribus) excusatis reiective non c. *Sever.* *Mod.* 758, 16 = *Ulp.* 371, 13. 372, 13. mortua muliere c. *Ulp.* 702, 30. libertate representata c. *Marcus Ulp.* 449, 33. c. ubi delincent mercem, tradere debent *Call.* 926, 33. c. ut iuraverit, liber erit *Iul.* 461, 43. c. ut fuerit alienatus, petere libertatem potest *Marcell.* 439, 33. postquam homo potuit dari, c. agendum *Pap.* 668, 43. — confestim adiit pro tribunali sedentem *Pius Marcell.* 112, 31. adipiscitur emptor dominium et possessionem *Pap.* 524, 23. admitti *Clem.* 704, 33 (ad usucapionem). *Pap.* 194, 6 (ad legatum). adquiritur *Iul.* 26, 34 (legatum). *Ulp.* 886, 37 (hereditas). agere posse mandati *Iul.* 689, 13. *Pomp.* 493, 31. *Pap.* 495, 33. (*cf. Herm.* 695, 33). agere ex empto vendito *Iul.* 534, 32. agere praescriptis verbis *Pap.* 576, 14. agere *Iul.* 659, 7. *Pap.* (668, 43). *Ulp.* 94, 37. *Paul.* 399, 30. actio datur *Pap.* 799, 37. amittere possessionem *Pap.* 516, 4. 13. non cedunt operae *Iul.* 324, 31. cingi iussus testamentum de castrensi facere potest *Pap.* 874, 4. condici posse *Ulp.* 710, 43. consumuntur damnati ad gladium *Ulp.* coll. 11, 7, 4. dandus arbiter *Marcus Ulp.* (443, 33). dandum fideicommissum *Marcian.* (*Marcell.*) 33, 33. dare nomina tutorum *Sever.* *Mod.* (758, 16) *ferre* = *Ulp.* (371, 33). (*cf.* 372, 13). debet substitutus praedia *Pap.* (59, 33). deducit dotem in computatione hereditatis *Iul.* 218, 3. discedere *Ulp.* 167, 14. discedit ab opere per (num post?) nuntiationem *Ulp.* 376, 3. edere nomina aliorum tutorum *Ulp.* (372, 13). efficitur fundus eius *Ulp.* (702, 30). experiri poterit fideiussor mandati *Herrn.* 695, 33. facere accipientis *Iul.* 408, 16. facere opus *Ven.* 610, 13. sunt poenae servi *Macer* 849, 33. fungi debuit (tutor) officio suo *Ulp.* 761, 23. inchoabit usucapio *Pap.* 524, 31. incipit possidere *Pap.* 515, 3. liberabuntur fideiussores *Iul.* 625, 31. manifestare debet, qui appellationem non receperit, opinionem suam per relationem *Macer* 872, 16. moritur pater fam. *Iul.* 262, 1. nascitur actio et liberatio *Pap.* 716, 16. tibi numero *Pap.* (*epist.*) 476, 12. obligari *Iul.* 360, 33. *Ven.* 675, 33. peremerit stipulatio *Marcell.* 666, 13. petere (posse) *Iul.* 658, 33

(decem dari). *Gai.* 697, 31. *Marcell.* 439, 31 et *Pap.* 441, 31 (libertatem). praestari debet libertas *Marcell.* 456, 11. 12. privare vita *Iul.* 291, 31. proficisci *Ulp.* 167, 11. renuntiarum iniuriam marito prohibuit *Pap.* 815, 10. restituere *Marcell.* 243, 3 (hereditatem). *Ulp.* 444, 1 (legatum). solvere pecuniam *Ulp.* 746, 33. teneri *Ven.* 675, 31. *Pap.* 669, 1. 693, 33. 34.

conficio. I. = *facere, perficere*. quidquid eius causa confici *Scaev.* (test.) 150, 13. conficere quod factum se promissit *Ven.* 675, 11. 12. carbones (ex ligno) *Ulp.* 90, 30. libros (ex philys aut tiliis) *Ulp.* 88, 33. medicamenta *Gai.* 518, 33 (ex venenis). *Paul.* 111, 6. 62. penus per ligna et carbones *Ulp.* 138, 13. venenum *Marcell.* 819, 1. vestem *Scaev.* 150, 13 (multas species vestis argenti). vestimenta *Pomp.* 705, 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. zythum ex tritico, hordeo, pane *Ulp.* 123, 1. 2. codicillos *Scaev.* 170, 33. *Paul.* 904, 33. compromissum *Pomp.* 151, 33. instrumentum *Scaev.* 713, 13 (emptonum). *Ulp.* 59, 30. libros *Pomp.* 9, 16. negotium *Afr.* 109, 3. rationes *Iul.* 490, 1. *Gai.* 61, 33. *Ulp.* 59, 13. 796, 6. *Paul.* 61, 33. 791, 13. stipulationem *Ulp.* 649, 1. testamentum *Tryph.* 793, 30. — II. = *efficere*. portio, quae conficitur ex pluribus *Pap.* 204, 33.

confideiussor. confideiussores non erunt *Pomp.* 692, 33. si omnes c., qui idonei esse dicuntur, praesto sint *Ulp.* 688, 1. conveniuntur suo periculo *Ulp.* 687, 13. 14. confideiussori heres exstitit fideiussor *Afr.* 689, 34. confideiussoribus non proderit fideiussoris conventio *Paul.* 67, 37. prodest doli exceptio fideiussoris *Ulp.* 68, 11. 12. adversus confideiussorem agit fideiussor *Mod.* 692, 1. dividitur obligatio *Ulp.* 691, 7. non succurrendum erit creditori *Pap.* 693, 14 (consponsorem *Pap.* 7). 15. a confideiussore non conveniatur fideiussor *Mod.* 692, 13. pignora data *Paul.* 695, 1. **confido.** de consuetudine civitatis vel provinciae *Ulp.* 14, 1.

confingo. quaedam sub obtentu ex monito deorum *Ulp.* coll. 15, 2, 6. homicidium in *S. Div.* *Fr.* *Ulp.* 842, 11. militiam *Paul.* V, 25, 12.

confinis. I. Substant. Separatur a vicino *Paul.* 307, 15. confinium clare in vendendo praedio *Gai.* 519, 13. — II. Adiect. confinis ager *Iav.* 523, 7. *Ulp.* 596, 11. fons fundo Seiano *Pomp.* 261, 31. fundi *Clem.* 49, 33. *Paul.* 307, 11 (plurium fundorum). praedia *Paul.* 262, 17.

confinium. sive flumen sive via publica intervenit, confinium non intelligitur *Paul.* 307, 15. cf. 30. hoc iudicium (*fn. regund.*) locum habuit in confinio praediorum rusticorum, nam in confinio praediorum urbanorum displicuit *Paul.* 307, 11. 12.

(om. F). 1. prope confinium arbor posita *Gai.* 490, 1. 2. in confinio est fossa *Paul.* 397, 10. nata est arbor *Paul.* 327, 30 = 512, 10. nascitur lapis *Marcell.* 490, 1. ponere arbores, aedificium *Ulp.* 306, 7. — in confinio praediorum (i. e. in massa, *οὐκ ἐν μασσῇ*) unum est praedium *Scaev.* 80, 11. **confirmatio.** adoptionis *Marcus Ulp.* 23, 31. codicillorum *Tryph.* 888, 1. *Marcell.* 904, 22. 23. 24. prioris postulati *Paul.* 277, 17.

confirmo. quae rerum natura prohibentur, nulla lege confirmata sunt *Cels.* 968, 30. proprie dicimus sancta, quae neque sacra neque profana sunt, sed sanctione quadam confirmata *Ulp.* 26, 7. distinctionem casus et voluntatis in homicidio servari rescripto Hadriani confirmatur *Ulp.* coll. 1, 6, 1. 1. id *Call.* 920, 16 (rescripto). *Paul.* 750, 11 (lex XII tab.). 2. quod acceptum fecerit *Call.* 712, 33. acceptationem *Gai.* 697, 33 (existens condicio). *Paul.* 722, 33 (iure postliminii). actionem, quae ab initio inutilis fuerat, eventu *Paul.* 458, 11. actum *Scaev.* 457, 3 (servorum). *Paul.* 266, 10 (ex novissimo actu superiores). adoptionem *Marcell.* 23, 31 (a principe). *Call.* 22, 11. cessiones superiores novissima *Cels.* 260, 11. in iure cessionem *Paul.* rat. 50 (lex XII tab.). codicillos *vid.* s. h. *verb.* pag. 767, 46 (38 loci). contractum *Ulp.* 775, 31. *Paul.* 654, 30 (non tam verbis quam consensu). conventionem *Paul.* 63, 10 (lege). corpus *Gai.* 96, 33 (senatus consultis atque constitutionibus principum). curatorem vel tutorem *Pap.* 752, 23. 767, 32. 790, 11. *Paul.* 791, 31. *R.* 751, 33. curatorem *Ner.* 752, 10. *Ulp.* 760, 11. 778, 23. 36. *Mod.* 789, 7. divisionem *Scaev.* 718, 33 (testamento). donationem *Iav.* 703, 31. *Iul.* 690, 31. *Pap.* 712, 33 (verbis fidei commissi). 59, 34. 168, 37. 38. *Ulp.* 702, 33 (exilio subsecuto). 706, 33. 37 (quod donatum est). *Paul.* 710, 3. *Herm.* 713, 33. fidem rei de qua queritur *Hadri.* *Call.* 651, 1 (alias numerus testium, alias dignitas et auctoritas, alias veluti consentiens fama). hereditatem *Iul.* 903, 10 (codicillis). *Ulp.* 944, 6 (lege XII tab.). iudicem *Ulp.* 174, 23 (ex lege). iurisdictionem mandatam *Paul.* 40, 15. ius *Gai.* 111, 33 b (suppl. ex Inst.). legatum *Iul.* 29, 3 (postliminio). *Gai.* 11, 198 et 218 (ex Scto). 218 (Scto scil. Neroniano). 220 (ex Scto). *Flor.* 167, 31 (ademptione). 33 (corr. ?). *Ulp.* (Pap.) 4, 33 (per repetitionem). 34. rat. 85 (ex Neroniano). liberalitatem *Pap.* rat. 256* (testamento). libertatem *Marcell.* 452, 33 (Anton. Pius). *Paul.* IV, 14, 2 (ex testamento). libertatis dationem *Mod.* 473, 33 (additione hereditatis). mancipationem *Paul.* (rat. 50). motum animi sui confirmabit iudex ex argumentis et testimoniis etc. *Char.* 653, 19. mutui dationem *Pomp.*

358, 22 (ex post facto). incestas nuptias *Dir. Fr. Pap. 814, 33*. obligationes *Pap. 644, 33* (neque officio iudicis neque praetoris imperio neque legis potestate). 717, 13 (additione hereditatis). originem *Papir. 907, 33*. pactum *Paul. 67, 3* (ex post facto). petitionem bonorum possessionis *Paul. 882, 31* (ratihabitione). pignus *Afr. 592, 8*. *Pap. 247, 3*. *Tryph. 889, 3*. *Paul. 808, 32* (ex rescripto). restitutionem (hereditatis) *Maccian. 251, 13*. sententiam *Gai. 41, 18* (rescripto). II, 221 (constitutione). *Macer 873, 13* (index quaestionis). *Mod. 539, 4* (competens index; num consul?). 867, 13 (ex praescriptione). solutionem *Cels. 712, 33*. statum *Dir. Fr. Marcian. 665, 13*. *Mod. 646, 3* (cautione exsoluti fideicommissi). stipulationem *Iav. 703, 33* (causam stipulationis). *Ulp. 709, 28* (ex SCto). successione *Ulp. XXIII, 5* (lex Cornelia). tabulas *Ulp. (Iul.) 230, 33*. (Iul.) 232, 4. quae testator specialiter in tabulis testamenti scripsit *Gai. II, 104* (generali sermone). quae testamento scripsit *Pap. 871, 28*. quae in testamento relicta sunt *Paul. 857, 13* (per additionem). testamentum *Marcell. 871, 28* (constitutionibus). *Pap. 905, 31* (per codicillos). 682, 37 (additione). *Ulp. 748, 31*. 1, 9 (*mutil.*). *Paul. 859, 31* (ex pupillari testamento superius principale). *Marcian. 174, 37* (testibus adhibitis). lege Cornelia testamenta eorum, qui in hostium potestate decesserint, confirmantur *Iul. 816, 8*. *cf. Iav. 830, 13*. *Iul. 855, 11*. *Ulp. 829, 4*. (XXIII, 5). *Paul. 301, 3*. 329, 13. tutelam *Ulp. 748, 30* (e lege Iunia Vellea). tutorem *vid. et. s. curatorem pag. 912, 30*. *Ner. 752, 8* (decreto praetoris). *Iul. 752, 12*. *Pap. 750, 31* (a praetore). 752, 19 (iussit praetor magistratus c.). 57, 33 (decreto praetoris). *Tryph. 752, 31*. 758, 32 (decreto). *Imp. nostri Ulp. cat. 159* — *Paul. cat. 246* (decreto praetoris). *Ulp. 759, 41* (praetor). XI, 14 (lege XII tab.). *cat. 211* (praetor). *Paul. 791, 23, 29* (praetor). *Mod. 748, 3*. *Herm. 752, 37*. venditionem *Pap. 247, 3* (ex facto). 525, 13. voluntates defunctorum *SC Trebell. Ulp. 226, 13*. *Scaev. 113, 13* (fideicommisso).

confisco. bona *Marcian. 858, 13*. 33. tutorem *Ulp. 798, 33*.

confiteor. I. Activo sensu usurpatum. A. In iudiciis. 1. in iudiciis privatis. in iure confessi pro iudicatis habentur *Ulp. (Marcus?) 542, 36*. *cf. Paul. 544, 13*. 31. V, 5 A 2. certum confessus pro iudicato erit, incertum non erit *Ulp. 544, 39*. quod quis confessus est, pro iudicato habere *Ulp. (Marcus?) 544, 37*. non omnimodo confessus condemnari debet *Paul. 545, 11*. hac lege (Iulia de vi) excipiantur . . confessi *Paul. V, 26, 2*. confessi post confessionem tempora quasi ex causa iudicati habebunt *Ulp. 545, 1*. *cf. 19, 33*. dabitur confessio tempus

ad restitutionem *Ulp. 544, 33*. ~ adversus confitentem haec actio (leg. Aquil.) competit in simplicem *Ulp. 282, 31*. *cf. 283, 7*. nullae partes sunt iudicandi in confitentibus *Ulp. 283, 9*. ~ appellationes quae a confessis fiunt, recipi non placuit *Paul. V, 35, 2*. ~ de confessis *H 544, 11*. ~ pro confesso haberi *Ulp. 129, 3*. intelligitur confiteri crimen qui paciscitur *Paul. 83, 27*. iudex appellatōnis conventionem velut confessi acquiritur *Pap. 71, 17*. *cf. Gai. (IV, 163)*. *Marcell. (621, 13)*. ~ confitendo se onerare *Ulp. 336, 20*. ~ confiteri quis in iudicio non tantum sua voce, sed et litteris et quocumque modo potest *Paul. V, 5 A, 3*. ~ confiteri de debito *Paul. II, 1, 5*. V, 5 A, 4. certum *Ulp. 544, (36)*. 31. incertum *Ulp. 544, (36)*. 33. rem *Ulp. 544, 33*. se socium fuisse *Paul. 510, 18*. se libertinum *Ulp. 485, 13*. fundum meum esso *Ulp. 544, 33*. servum suum esse *Iav. 339, 3* (in iure). 2. *Pomp. 339, 16* (in iure). servum in sua potestate esse *Paul. 301, 23*. penes se esse testamentum *Ulp. 571, 37*. Stichum vel fundum dare se oportere *Ulp. 544, 36* (*del Mo.*). (se) debere *Afr. 545, 1* (fideicommissum). *Ulp. 19, 33*. 544, 33 (Stichum). *Paul. 544, 13* (certum legatum). hominem (se) occidisse *Ulp. 282, 35* (falso). 37. *Paul. 340, 4*. s. 544, 31. vulnerasse *Ulp. 283, 6*. *Paul. 283, 3*. (340, 8). suscepisse pecunias *Paul. (Trieb.) 647, 11*. ~ absolute dictum: *Iav. 339, 11*. *Gai. 336, 37* (perperam). *Pap. 413, 4* (in iure). *Ulp. 129, 4* (ex damno dato). 341, 31 (in iure). 544, 33. 33. 545, 36 (in ius). — 2) in causis fiscalibus. pacti cum delatoribus pro confessis habentur *Ulp. 877, 31*. ~ *Ulp. 877, 33*. *Paul. 878, 43* (de suo iure). — 3) in iudiciis publicis. confiteri aliquid de domino *Ulp. 841, 36*. *Paul. 844, 33* = V, 16, 4. facinora dominorum *Paul. V, 13, 3*. falsa indicia *Marcian. 819, 33*. 33. ministrum se facinoris fuisse *Pap. 844, 33*. in se *Ulp. 842, 4*. 13. de se *Paul. I, 12, 6* (7) *ferre* = *Mod. 844, 11*. de eo (qui latronem obtulit) *Paul. V, 16, 10*. de sociis et sceleribus suis *Paul. V, 14, 1*. de crimine *Sev. et Anton. Macer 858, 5*. de nulla culpa *Paul. IV, 12, 3*. ~ absolute dictum: *Ven. 801, 1*. *Scaev. 803, 11* (in iudicio). *Ulp. 859, 3* (ante quaestionem). *Paul. (V, 35, 2)*. *Marcian. 858, 17* (conscientiae metum in reo velut confesso teneri). *Mod. 901, 26*. — B. *ferre* = profiteri. veram aestinationem *Iav. 213, 33*. epistulam exponere debitorem sese esse quasi heredem patris sui confitentem *Scaev. 400, 34*. si id demonstret (testator), quod debere se confitetur *Paul. 162, 31*. confessus sit (defunctus) so omnem rem suam administrasse *Mod. 161, 34*. — C. = concedere. confitentur diversae scholae auctores *Gai. II, 123*. confitetur *Celsus Ulp. 126, 1*.

Papinianus *Ulp.* 410, 19. *Labeo Ulp.* 396, 33. nemo non confitebitur *Ulp.* 140, 13. non utique existimatur confiteri de intentione adversarii in quocumque agitur, quia exceptione utitur *Marcell.* 621, 16. qui fam. erc. iudicio agit, confitetur adversarium sibi esse coheredem *Scaev.* 317, 32. *cf. Iul.* 321, 24. *Gai.* IV, 163. 163. (*Scaev.* 179, 12 v. s. II). — **II. Passivo sensu usurpatum.** confessum nomen *Ulp.* 538, 30. quod confitetur *Ulp.* 538, 31. ex confesso teneri *Paul.* 544, 31. ne unquam melioris sit condicionis, quam si confitetur adversarius (et ἀπολογημένος ἀντίδικος ἔν, τίνας εἰ συναισθολογῆται παῖς ἀν τοῦ τελευτήσαντος BS) *Scaev.* 179, 12.

conflagro. si domus legata incendio conflagraverit *Paul.* III, 6, 31.

conflo. aes meum et argentum tuum *Call.* 492, 3. argentum *Gai.* 489, 33. aurum *Ulp.* 88, 1. 832, 33. lancem *Marcell.* 476, 1. 1. massas duas *Paul.* 328, 1. nummos aureos argenteos *Paul.* (*Lex. Corn.?*) V, 25, 1. statuas aut imagines imperatoris *Ven.* 803, 32 (iam consecratas). *Scaev.* 803, 32 (reprobata). *vas Gai.* 489, 32.

conflo. confluit aqua ex agris in rivum *Pomp.* 261, 30. utriusque obligatio in huius personam *Gai.* 702, 7.

confringo. arbores vi tempestatis *Ulp.* 390, 32. fores aedificii *Ulp.* 286, 16. quod aliud *Ulp.* 333, 4 (*corr.?*).

confugio. ad vid. s. h. verb. pag. 139, 17 (18 loci). in asylum *Ulp.* 606, 11. 607, 2. in fidem domini *Marcian.* 422, 32. in actionem (in factum civilem) *Iul.* 575, 12.

confundo. *Forma.* confunderant *Alf.* 567, 32 (*correx. F?*). — *Significatio.* I = *miscere*, si quid quod eiusdem naturae est ita confusum est atque commixtum, ut deduci et separari non possit *Ulp.* (*Pomp.*) 201, 27. argentum *Paul.* 201, 32. frumentum *Alf.* 567, 32 (in nave). *Ulp.* (*Pomp.*) 202, 3. massam *Pomp.* 494, 31. materias *Ulp.* 202, 11. *Paul.* 489, 32. — **II. commune facere.** arbor et lapis separatus a fundo confundit ius domini *Paul.* 323, 3. quod erat finitis partibus, cursus confunditur *Paul.* 327, 31. — **III. coniungere.** confusis bonis et unitis *Ulp.* 557, 7. praedias *Paul.* 106, 16. fructum cum usu *Ulp.* (*Pomp.*) 246, 6. ~ *ratione, computatione:* creditores *Ulp.* 428, 16. vindemiae fructus et quartam portionem mercedis instantis anni *Ulp.* 718, 6 (*corr.?*). partes *Paul.* 202, 3. rationem legatorum *Paul.* 204, 37. 31. portionem paternorum bonorum rationi Falcidia *Pap.* 205, 3. redditus utriusque possessionis *Paul.* 97, 3. semisses duo *Iul.* 218, 31. — **IV. confusione extinguere, peremere, liberare.** (additione vid. s. h. verb. pag.

222, 42). actionem *Marcell.* 690, 33 (pro tertia parte). *Pap.* 887, 33. 180, 31. 33. 44. 247, 31. 33. *Mod.* 179, 12. quod debet *Paul.* 202, 12. obligationem *Afr.* 690, 3. *Scaev.* 716, 3. 1. 2. 3. 10. 12. *Claud. not. ad Scaev.* 258, 16. *Pap.* 717, 3. *Ulp.* 881, 33. 30. *Paul.* 248, 30. 697, 11. servitutem *Iav.* 274, 33. *Iul.* 693, 31. *Pomp.* 9, 3. *Gai.* 272, 23. *Pap.* (180, 44). *Paul.* 238, 30. (*not. ad Pap.*) 252, 6. 257, 1 (confusa sublataque). s. — **V. = consumere.** poena furti non confunditur *Paul.* 645, 33. — **VI. = turbare.** irruptione fluminis fines agri confudit inuadatio *Ulp.* 307, 37. ~ praestatio vectigalium confunditur *Ulp.* 324, 24.

confuse. universis mancipiis constitutum pretium *Pomp.* 614, 14.

confusio. I. *corporalis.* ferruminatio per eandem materiam facit confusione *Paul.* 205, 15. — **II. rationum.** calculi *Paul.* 204, 12. non fit confusio partis rei cum pecunia *Ulp.* 382, 32. ~ confusio bonorum facere *Paul.* V, 9, 4 (*ex com.*).

— **III. confusio actionis, obligationis, servitutis, ususfructus.** confusio peremit actionem sicut acceptilatio *Mod.* 713, 32. *cf. Ulp.* ~ altera (obligatio) alteri potius adicitur ad actionem, quam confusione parere *Scaev.* 716, 32. confusione creditor esse desinit *Ulp.* 533, 3. (non) liberatur reus, debitor, mandator *Ulp.* 709, 32 (confusione facta inter creditorem et adpromissorem). *Paul.* 202, 32. 697, 3 (iure confusionis). 32 (c. obligationis). confusione perinde extinguatur obligatio ac solutione *Clem.* 161, 30. obligatio ratione confusionis interdicti *Pap.* 693, 32. confusione obligationis eximi personam *Paul.* 697, 32. ~ confusione domini extincta est servitus *Flor.* 35, 32. propter confusione desinit ususfructus ad eum pertinere *Ulp.* 248, 22. confusio facta ususfructus *Ulp.* 429, 3.

congero. I. *Proprie.* quia *Ulp.* 127, 33 (co, acil, in fundo). 130, 3 (in fundo). quae refectioni necessaria sunt *Ulp.* 594, 32. stercus in aream *Ulp.* (*Cels.*) 332, 1. terram *Iav.* 571, 32 (in aream). *Ulp.* 608, 30 (in sepulchro). — **II. Translate.** omnia (verba fideicommissi) in unum *Gai.* II, 249.

congestio. terrae *Iav.* 572, 3. 3.

congiarium. vas congii capax. congiaria tabernae instrumenta *Ulp.* 128, 32.

conglutino. libri nondum conglutinati *Ulp.* 89, 11.

congridior. ut possint creditores scire, utrum habeant, cum quo congridiantur *Ulp.* 349, 32.

congrego. hominibus congregatis deicere *Ulp.* 818, 17.

congressus. possessionem vi ereptam vi ipsa congressu recipere *Iul.* 588, 3.

congrue. ad stipulationem congrue interrogatus respondet *Paul.* 11, 3.

congruentior. respondetur *Ulp.* 650, i.

congruo. I. = *consentire*, multa simul congruerunt *Die. Fr. Paul. rat.* 245. fides inquisitionis *Pap.* 751, 3. summa *Ulp. (Trib.?)* 649, 3. ~ verba inter se *Paul.* 723, 3. ~ cetera quae leguntur cum his, quae scribi debuerunt *Pap.* 54, 3. sententia eum eo, quod Marcellus adiecit *Ulp.* 438, 10. ~ omnia, quae principalibus constitutionibus cauta sunt, ei (qui in corpore naviculariorum est) *Call.* 919, 31. cui congruit quod Iulianus scribit *Ulp.* 437, 2. *sim.* 505, 13. 6, 13. *Pap.* 844, 13. portionibus *Iul.* 237, 3 (*summa*). *Gai. (Trib.?)* 172, 3 (partes). dicto scriptum *Pap.* 60, 17. sententiae *Iul.* 29, 13 (voluntas testatoris). *Ulp.* 232, 13 = *cat.* 79 (ratio Celsi). — II. = *respondere*, singulis verbis senatusconsulti congruens interpretatio *Ulp.* 188, 1. congruens responsio *Mod.* 647, 36. rationi congruit *Iul.* 219, 13 (ue). *Afr.* 219, 11 (partem debere). — III. = *convenire*, esse congruens, ut *Ulp.* 32, 10. congruit bono et gravi praesidio *Ulp.* 36, 11 (ut). arbitrio bonae fidei iudicis *Ulp.* 373, 11. officio *Ulp.* 794, 27 (iudicis). 932, 13 (censitoris). ~ bonae fidei *Ulp.* 482, 13 (ne). *(Trib.?)* 489, 30. 546, 10. et mulieris pudicitiae et patris voto *Ulp.* 236, 33. sexui congruens pudicitia *Ulp.* 79, 23. ~ congruentes declarationi honores *Pap.* 914, 17. congruentia munera *Ulp.* 908, 3. congruens poena *Paul.* V, 4, 7.

congruus. congruum est fidei humanae *Ulp.* 62, 19. humanae naturae *Marcian.* 92, 3. humanitatis rationi *Tryph. (Trib.?)* 888, 3. paternae reverentiae *Pap.* 245, 2. testatoris voluntati *Marcell. not.* ad *Iul.* 237, 16. ~ reverendiae matris congruum ferre sententiam *Pap. (Trib.?)* 413, 31.

coniectio. causae *Gai.* IV, 15 (*ex coni.*; collectio C). *Paul.* 957, 1. — *transl.* = *conjectura* *Ulp.* 817, 31.

coniecto. = *conicio*. *Ulp.* 89, 33.

coniectura. non difficilis est *Cels.* 711, 9 (eius rei). admitti potuit *Pap.* 51, 30. capi potest *Gai.* 213, 31 (quasi). capienda *Pap.* 59, 33. ~ conjecturae in eo, quod tempore atque facto finitum est, nullas est locus *Ven.* 675, 31. ~ dotem pebat illa conjectura, quasi est. *Tryph.* 692, 16. ex conjectura non proprie scriptus videretur *Paul.* 277, 31. ~ conjectura pietatis *Pap.* 199, 13. voluntatis *Pap.* (51, 30). 59, 1. (30). 62, 13. *Tryph.* 450, 10. *Ulp.* 128, 13. 260, 33.

conicio. *Forma.* coicimus 123, 44. coicicerimus 505, 33. coici 800, 17. coiciendus 800, 31. 801, 3. 830, 34. ceteris locis conicere. — *Significatio.* hominem in ludum coadiuvare *Gai.* I, 13 (coniecti C) unde

suppl. Ulp. I, 11. pistrium *Ulp.* 469, 32. in vincula (publica) *Ven.* 801, 3. *Scaec.* 803, 13. *Pap.* 800, 17. *Ulp. (Pius)* 800, 35. *Paul.* V, 21, 1. *Macer (Lex Iul.)* 830, 33. ~ pisces in piscinis *Paul.* 505, 33. tegulas vel columnas in aedificum *Pomp.* 522, 31. vinum in dolia *Proc.* 123, 44. quid ex veteri (pariete) in novum *Paul.* 392, 33.

conitor. mulae cum coniterentur (continenter *F?*) *Alf.* 292, 37. ~ amovere connisus *Ulp.* 671, 10.

coniveo. coniventibus (conhibentibus *F?*) oculis credendum *Ulp.* 421, 17.

coniuncte. alia fieri, alia non fieri coniuncte stipulari *Ven.* 676, 7.

coniunctim. heredes instituire, scribere *sim.* *Iac.* 846, 13. *Cels.* 845, 14. 15. 95, 35. *Iul.* 333, 3. *Ulp.* 837, 4. 31. *Paul.* 838, 2. 946, 13. legare *Cels.* 41, 3. 95, 33. *Iul.* 333, 3. *Pomp.* 4. 8, 33. *Gai.* II, 199. 199. 205. 223. *Ulp.* 7, 33. 286, 17. *XXIV*, 12. 13. *Paul.* 7, 3. 25, 1. 249, 3 et III, 6, 26 (usufructum). relictis usufructus *Ulp.* 231, 13. 23. 232, 6 = *rat.* 75, 1. 76. 77. datae condicionis *Paul.* 861, 33. *Mod.* 434, 3. — sive re fuerit contractus factus sive verbis sive coniunctum *Ulp. (Trib.?)* 358, 30.

coniunctio. I. *Proprie.* agri, qui ad coniunctionem cuiusque eorum fundorum emptione vel quolibet alio casu optingerit *Paul. (test.)* 97, 17. propter personarum coniunctionem ab accusatione summoventi *Marcian.* 836, 33. — II. = *necessitudo*, familiaritas cum provincialibus vel coniunctio *Ulp.* 32, 15. ex coniunctione, ex fide, ex dignitate actorem eligere *Ulp.* 616, 34. potior nominatus ei neget se esse in ea coniunctione *Ulp. rat.* 208. coniunctio originis Romanae *Call.* 789, 15. —

III. *Sexualis.* maris atque feminae *Ulp.* 1, 21. *Mod.* 675, 28. *cf. Scaec.* 254, 33. *Pap.* 413, 11 unde *rest. rat.* 253 b (vitae). 814, 35 et 33 (illicita). *Ulp.* 675, 28. 29. 744, 11 (nefaria). 183, 31. 808, 3. *Paul.* 16, 6. *Mod.* 662, 15 = 968, 44. — IV. *Sermonis.* triplici modo coniunctio intellegitur: aut enim re per se coniunctio contingit, aut re et verbis, aut verbis tantum *Paul.* 945, 41. 43. *cf.* 936, 4. coniunctionem nonnunquam pro disjunctione accipi Labeo ait *Paul.* 936, 4. in conjunctionibus ordinem nullum esse *Alf.* 135, 33. ~ *Iul.* 173, 13. *Pomp.* 846, 27. *Paul.* 195, 42. ex diversis testamentis coniunctionis non contingit *Ulp.* 237, 27. — IV. = *articulus*, legatum minuitur detracta coniunctione (*scil.* 'que') *Paul.* 87, 11.

coniunctus. balneae instructae communi coniuncta *Pap.* 97, 3 (*corr.?* sumptu *Mo.*).

coniungo. I. *Proprie.* A. quem vel quid homini vel rei. 1) quem homini. sibi alium

Paul. 157, 32 (arbitr.). fideiussoribus *Paul.* 158, 14. emancipatos liberos suis *Ulp. coll.* (16, 7, 2). nepotem patri emancipato *Ulp.* (299, 13). tutoribus curatores *Ulp.* 811, 17 (corr.). tutorem *Scaev.* 773, 15. — 2) *quid homini.* fundus duobus vicinis coniunctus *Ulp.* 503, 22. si neque sponsonis neque dupli actionis periculum ei cum quo agitur coniungatur (iungatur *Lachmann*) *Gai.* IV, 172. ususfructus heredis personae *Paul.* 110, 32. — 3) *quid rei.* aliquid muris *Ulp.* 26, 10. omnia *Alf.* 626, 19 (navi). aedificii pars nulli *Ner.* 395, 4. litora fundo *Paul.* 521, 21. opera solo *Ulp.* 374, 37. possessiones propriis *Ulp.* 557, 18. prata fundo *Scaev.* 131, 18. ripam domui *Scaev.* 558, 3. ~ in aedificium *Paul.* 713, 37. 22. — omnia bonis *Ulp.* 275, 8. crimen incesti adulterio *Pap.* 815, 17. diligentiam bonae fidei *Pomp.* 429, 3. fides bona diligentiae *Pomp.* 464, 3. hereditatem (pupilli) paternae hereditati *Ner.* 883, 29. ~ quid cum maiestate *Call.* 862, 32. — B. *quid scil. rei vel plures res inter se.* a) *res corporales.* scapham non videri navis esse nec quicquam coniunctum habere *Alf.* 626, 18. si quis digitis coniunctis nascatur *Ulp.* 605, 21. diatetas *Ulp.* 220, 27. duas tabernas *Iul.* 114, 32. — b) *res incorporeales.* *Tryph.* 772, 10. condiciones *Gai.* 696, 17. *Paul.* 195, 32. iniurias *Ulp.* 774, 32. iudicia *Paul.* 480, 12. munus militiae *Paul.* 873, 14. persecutionem pignoris societate domini *Pap.* 525, 20. possessionem praecedentium auctorum *Ven.* 630, 37. plures quaestiones *Paul.* 825, 37. summas *Ulp.* 866, 3. titulos *Herm.* 15, 12. ususfructus pro indiviso ex parte dimidia totius fundi *Lab.* 111, 12. ~ actiones inter se *Ulp.* 697, 21. — II. Ad finitatem, amicitiam, cognationem *sim.* coniunctus ad finitatem *Ven.* 783, 32. vinculo necessitudinis vel ad finitatis *Mod.* 780, 3. coniungitur ad finitatem *Mod.* 352, 14. 353, 3. ~ coniunctae per adoptionem *Gai.* 660, 3. coniuncti maximo affectu *Paul.* 705, 1. amicos appellare debemus non levi notitia coniunctos *Paul.* 953, 32. coniungi caritate *Ulp.* 172, 12. ~ cognatione *Gai.* I, 156. *cf.* 156 (eodem iure). propiore cognatione (scil. sobrinu) *Lex Iul. Ulp. coll.* 9, 2, 3. sanguine *Pap.* 349, 32. per feminas *Paul.* 353, 32. coniungitur cognatio *Gai.* III, 10 *suppl. ex coll.* 16, 2, 10. per patris vel matris personam *Paul.* 354, 3. ~ coniuncta persona *Ulp.* 21, 12. 796, 1. 866, 32. *Paul.* 450, 12. IV, 1, 11. ~ libertus coniunctus patroni liberis *Pap.* 193, 32. — III. Matrimonio, contubernio *sim.* contubernio *Ulp.* 614, 10 (sibi). matrimonio *Gai.* I, 59 (inter se). matrimonio vitrici *Pap.* 659, 22. coniungitur matrimonium *Pap. rat.* 262. ~ coniungere sibi filioque suo prohiberi quis mulierem *Tryph.* 668, 3. con-

iungitur mulier alicui *Pap.* 666, 32. *Ulp.* 183, 32. se coniungit alicui *Paul.* II, 21 A 1. 2. 5. 7. 8. 13. 16. famae coniunctorum consulero *Carac. Ulp.* 696, 14. — IV. In exprimenda vel explicanda voluntate. oratio ex mente pronuntians vel disiuncta vel coniuncta accipitur *Paul.* 936, 3. *cf.* 937, 12. 938, 1. 945, 12. 946, 3. verba coniuncta *Paul.* 963, 32. verbis, re coniuncti *Ulp.* 235, 37. *Paul.* 96, 32. 31. 51. 52. 53. 946, 8. ~ specialiter in stipulationibus: personam *Iul.* 658, 32 (suam). *Ulp.* 655, 32 (adoptivi patris). condiciones *Gai.* (696, 17). ~ in testamentis: coniuncti unius personae potestate funguntur *Ulp.* 7, 12. *cf. fac.* 846, 14. 15. *Pomp.* 846, 28. *Gai.* II, 205. 207. 208. *Val.* 98, 12. *Pap.* 858, 6. 7. *Ulp.* 231, 32 = *rat.* 75, 3. 231, 34 = *rat.* 77. 236, 1. 837, 3. 18. 20. 22. 7, 12. *rat.* 77. *Paul.* 315, 26. III, 6, 14. condiciones *Paul.* (195, 7). — V. In bonorum possessione tribuenda. de coniungendis cum emancipato liberis eius *298, 12. cf. Tryph.* 301, 12. *Ulp.* 299, 12. *coll.* 16, 7, 2. — VI. = *adiciere.* ibidem *Mela* coniungit *Ulp.* 116, 37. coniuncta scriptura ita caverat *Scaev.* 176, 8.

coniuratio. puniuntur consilia, ut coniurationes *Claud.* 849, 32. coniurationem detegere *Pomp.* 6, 32. *Pap.* 804, 8. *Paul.* 210, 32.

conlux. coniugis (coniugis *F^m*) ministerium *Ulp.* 245, 18. coniugi (coniugis *F*) restituere fundum *Scaev.* 80, 32.

conlabor etc. *vid. s. collabor.*

conmemoro etc. *vid. s. commemoro.*

connecto. *vid. s. connecto.*

connotor. *vid. s. conitor.*

connubium. *vid. s. connubium.*

connumero. I. *Proprie.* universi cives connumerati patriciis *Gai.* I, 3. — inter liberos partum monstrorum *Paul.* 16, 18 (*Trib.* *cf.* IV, 9, 4). inter eos *Mod.* 145, 32. ~ in numero *Paul.* 171, 24. in dominio *Herm.* 210, 32. in utriusque patrimonio communes servos *Herm.* 210, 32. — II. = *adnumerare.* his *Ulp.* 662, 24. eis *Paul.* 663, 21. — III. = *numerare, computare.* intra dies triginta post divortium connumerandos *Ulp.* 736, 22.

conor. *sequente Infinitivo:* *Alf.* 293, 3. *Gai.* IV, 144. 159. 167. *Marcell.* 271, 2. *Ulp.* 64, 32. 439, 18. 621, 40 (improbe). *Paul.* 257, 10. 769, 3 (improbe).

compareo etc. *vid. s. compareo etc.*

conqueror. de quoquam servorum *Ulp.* 898, 22. quod *Ulp.* 774, 12.

conquiesco. conquiescit cupido *Paul.* V, 3, 4. **conquirō.** fabros undique *Ven.* 675, 32. ~ fugitivos *Sec. et Ant. Ulp.* 31, 22. malos homines *Ulp.* 36, 13. sacrilegos latrones plagarios (fures) *Ulp.* 36, 11. *Marcan.* 831, 37. ~ in fraudem

alicuius librum vel testimonium aliudve quid *Paul.* 837,12.

conrado etc. *vid. s. corrado* etc.

consanescere *vid. consano.*

consanguinea. consanguinea soror *Ulp.* 371,12. 5
XXVI, 8. *Herm.* 754,15. *scil. soror Ulp.* 753,11.
371,13. 14. 15. 16. 17. 22. 23.

consanguineus. I. *Vice substantivi fungens.* **A. Defini.** consanguineos Cassius definit eos, qui sanguine inter se conexi sunt *Ulp.* 366,3. 10
eodem patre nati fratres *Gai.* III, 10 = *coll.* 16, 2, 10. eodem patre nati, licet diversis matribus, qui in potestate fuerunt mortis tempore *Paul.* *coll.* 16, 3, 15. *cf. Ulp.* *coll.* 16, 6, 1). fratres et sorores ex eodem patre *Ulp.* (XXVI, 1 = *coll.* 16, 4, 1). 15
— **B. Separatur a suis:** si sui heredes non sunt, ad consanguineos *Ulp.* (XXVI, 1. *cf.* 366,3). sui et consanguinei *Ulp.* 366,13. suus vel consanguineus *Ulp.* 366,32. *et a legitimis:* legitimus vel consanguineus *Ulp.* 879,22. *et ab agnatis.* *vid. s. h. verb. pag.* 207, 52 (12 loci).

— **C. Gradus consanguineorum** *Gai.* (III, 14 = *coll.* 16, 2, 14. III, 23, 29). *Ulp.* (XXVI, 6). post . . consanguineos statim mihi proximos est consanguinei mei filius *Ulp.* 366,12. — **D. Qui quibus consanguinei.** et feminae possunt consanguineos vel agnatos habere *Ulp.* 347,3. consanguineos et adoptio facit et adrogatio et causae probatio et in manu conventio *Ulp.* *coll.* 16, 6, 1. *cf. Paul.* *coll.* 16, 3, 15). sunt consanguinei, etiamsi sui heredes non extiterunt patri *Ulp.* 366,3. si pater eorum deportatus fuerit *Ulp.* 366,3. qui nunquam in potestate fuerunt *Ulp.* 366,7. is, quem iudex pronuntiavit in ea causa esse, ut agnosci debeat *Iul.* 737,31. — **E. Iura consanguineorum.** post suos statim consanguinei vocantur *Ulp.* 366,3. *cf. coll.* 16, 6, 1. XXVI, 1 = *coll.* 16, 4, 1. *Paul.* *coll.* 16, 3, 13. *Mod.* 347,33. nostrae hereditates ad feminas ultra consanguineorum gradum (*iure civili*) non pertinent *Gai.* III, 14 = *coll.* 16, 2, 14. *cf. III, 23. Ulp.* XXVI, 6. *coll.* 16, 7, 1. *Paul.* (IV, 8, 20, (22) = *coll.* 16, 3, 20). a praetore feminae, quae consanguineorum gradum excedunt, tertio gradu vocantur *Gai.* III, 29. post consanguineos admittuntur agnati *Ulp.* 366,11. *cf. II, 12. 13. coll.* 16, 7, 1. *Paul.* *coll.* 16, 3, 17. oratione Antonini et Commodi excluduntur consanguinei matris hereditate a filius *Ulp.* XXVI, 7. legitimae tutelae lege XII tab. agnatis delatae sunt et consanguinei *Ulp.* 753,11. — **F. Ceteri loci de consanguineis hereditibus** = *Ulp.* 365,36. 369,37. 38. 39. *Paul.* 373,35. — **II. Adiectivi vice fungens.** consanguineus frater *Ulp.*

XXVI, 8. *Paul.* 654,4. frater vel soror *Paul.* 373,36. consanguinea soror *vid. s. consanguinea.* consanguinea successio *Paul.* IV, 8, 20 (22) = *coll.* 16, 3, 20.

consanguinitas. consanguinitatis ius *Ulp.* 349,7. *Paul.* *coll.* 16, 3, 16. *Herm.* 347,33. iura *Proc.* 24,4. *Gai.* III, 24. 35^a (*mutil.*). *Ulp.* 349,3. 366,3.

consano. si homini digitus sit abscisus membrum quid laceratum, quamvis consanaverit (consanuerit *Hotom.*) *Ulp.* 604,23.

conscientia. I. *Communis plurium conscientia.* si alius argueretur citra conscientiam eius *Afr.* 882,11. velandae conscientiae suae gratia, quam cum reo habuit *Paul.* V, 16, 10. conscientia latronum *Clau.* 849,33. caedis conscientia attingi *Ulp.* 898,9. sine fraudis conscientia contrahere *Ulp.* 562,4. *scil. fraudis Ulp.* 562,10 (istis *scil. pupillis furiosis* etc. nocere conscientiam tutorum sine curatorum). ob conscientiam stupri accipere aliquid *Ulp.* 812,35. — **II. Vox interna, scientia facinorum, quae quis ipse commisit.** qui manus sibi intulerunt non taceo vitae, sed mala conscientia *Ulp.* 84,32. ob conscientiam mortem sibi consciscere, mori malle *Ulp.* 707,7 (sceleris). 828,18 (criminis). 22 (delicti militaris). *et conscientiae metum in reo velut confesso teneri* *Marcian.* (*Pap.*) 858,17. conscientia delictorum ius dandae libertatis eum amisisse *Paul.* 472,31. desperatione rerum per conscientiam adoptare *Paul.* 856,13.

conscindo. vela (navis) conscinduntur *Call.* 770,13.

conscisco. mortem sibi consciscere *Ed. Ard.* *Ulp.* 602,17. *Flor.* 334,31. *Men.* 895,34. *Ulp.* 606,30. 609,19. 707,7. 828,11. 822,36. *Paul.* 616,11. 12. 883,7. 3 = V, 12, 1. *Marcian.* 858,14 (constituerunt *F.*) 36. 36. 36 (conscita morte). *#* 857,35.

consciis. I. *Participes consilii.* metum adhibuit me non conscio *Ulp.* 116,31. te conscio et fraudem participante *Ulp.* 562,1. *et consciis eadem poena adflicere Ulp.* 822,11. 11. (13). punire *Ulp.* 897,22. vindicare *Ulp.* 335,22 (consciis suos; indicandos *Mo.*). de consciis quaerere *Dic. Fr.* *Ulp.* 842,14. *et illos ei consciis fuisse Dic. Fr.* *Ulp.* 842,18. *et consciis servorum Marcell.* 763,4. *et consciis fraudis Iul.* 105,22. *Ulp.* (841,34). fraudis vel doli *Ulp.* 341,18. sceleris *Ulp.* 897,21. *et consciis dominus Paul.* 298,1. 1. extraneus *Ulp.* 313,22. 822,12. servus *Ulp.* (335,22. 897,21. 22). 472,11 (quasi c.). 841,34. — **II. = non ignorans.** conscius ad se nihil hereditatem pertinere *Ulp.* 190,11. — **III. = peritus.** magicac artis conscius *Paul.* V, 23, 17.

conscribo. I. *Proprie* = una scriptura coniungere. decuriones dicti . . quod . . decima pars eorum qui ducerentur consilii publici gratia conscribi solita sit *Pomp.* 955, 33. patres conscripti *Hadr. Paul.* 189, 31. *Sev. Ulp.* 808, 17. *rat.* 158. — II. = *scribere*. in tabula conscripserit (venditor) uni municipio deberi (legata; *num vectigalia*) *Ulp.* 548, 32. ~ de legibus vicensimae *Pomp.* 9, 36. ~ id ipsum codice *Scaev.* 715, 4. falsum in tabulis publicis *Ulp.* 802, 39. ~ carmen *Ulp.* 778, 13. cautionem *Paul.* (*Trib.* 1) 647, 35. chirographum *Paul.* 627, 33. condicionem *Ulp.* 372, 33 (plenius). historias *Pomp.* 8, 30. iustrumentum *Ulp.* 59, 1. 172, 30. legem apertius *Pap.* 71, 11. leges *Pomp.* 3, 30. libros *Pomp.* 9, 19. 21. 10, 15. rationes *Scaev.* 165, 8 (in chartis). *Ulp.* (*Iul.*) 331, 10. 796, 10 (mala fide). testamentum *Paul.* IV, 5, 1. — III. = *subscribere*. curatori (ventris) et vendenti et inventarium rerum facienti *Ulp.* 303, 30 (contrascribere *Mo.*).

consecro. sacrae (res) sunt, quae diis superis consecratae sunt *Gai.* II, 4. *cf. Marcian.* 25, 19 (publice, non private). publice quid *Val.* (*Ven.* 1) 274, 1. ex auctoritate populi Romani *Gai.* II, 5, 7. deo *Ulp.* 26, 4. 699, 4. neque eius (rei) quae consecrata publicatae est (quisquam socius est) *Ulp.* 508, 12. locus consecratus *Ulp.* 26, 4. statuae aut imagines Caesaris *Ven.* 803, 33. *Marcian.* 803, 31.

consensus. communis, novus, nudus, tacitus *vid. s. h. verb.* — I. **Communis voluntas vel opinio.** A. Omnium. omne ius aut consensus fecit . . aut firmavit consuetudo *Mod.* 14, 19. mores sunt tacitus consensus populi longa consuetudine inveteratus *Ulp. princ.* 4. ius quod consensu (consensu) C) receptum est *Gai.* III, 82. leges tacito consensu omnium per consuetudinem abrogantur *Iul.* 13, 39. ~ ex consensu omnium religiosum fieri *Paul.* 349, 13. — B. **Plurium.** 1) **iudicium.** *Pomp.* 152, 29. *Ulp.* 152, 31. — 2) **domiorum.** *Call.* 355, 16. — 3) **heredum vel legatiorum.** *Gai.* 310, 1 (ex consensu vel suffragio eligendus). *Scaev.* 68, 17. *Pap.* 322, 30. *Ulp.* 326, 30. — 4) **patronorum.** ad accusandum libertum *Ulp.* 474, 33, 33. — 5) **creditorum.** *Scaev.* 564, 44. *Ulp.* 65, 22. 558, 43 (ex consensu maioris partis credit.). 732, 30. *Herm.* 474, 14. — 6) **sociorum.** *Paul.* 510, 3. — C. **Contrahentium vel paciscentium.** 1) **Generaliter.** quid tam contrarium consensui est quam error *Ulp.* 41, 37. *cf.* (164, 11). nihil consensui tam contrarium est, qui [ac] bonae fidei iudicia sustinet, quam vis atque metus *Ulp.* 963, 33. ~ consensu obligatio constituitur, contrahitur *sini. Gai.* 582, 10. 649, 31. 639, 30. 640, 30. 641, 13. III, 89. 119* (135). 136. *Marcian.* 645, 4 (duorum pluriumve). *Ulp.* 687, 13. 697, 41.

959, 13. *Paul.* 574, 36. 647, 13. *Mod.* 647, 33. 37. ab emptione venditione, locatione conductione ceterisque similibus obligationibus . . consensus eorum, qui inter se obligati sunt, recedi potest *Ner.* 73, 35. *cf. Ulp.* 959, 13. *Paul.* 536, 30. *cf.* 'finita' consensus *Ulp.* 370, 1. ~ est pactio duorum pluriumve . . consensus *Ulp.* 62, 31. *cf.* 927, 31. 721, 33. 70. *Paul.* 62, 31. constituta ex consensu facta *Ulp.* 396, 37. ~ stipulatio ex utraque consensu perficitur *Ven.* 675, 11. *cf. Pap.* 75, 3 (Aquiliana stip.). *Ulp.* 62, 37. *Paul.* 662, 33. — 2) **Specialiter.** a) consensu sunt obligationes in emptionibus venditionibus, locationibus conductionibus, societatibus, mandatis *Gai.* 640, 31 = III, 135. *cf. Paul.* (574, 30). de emptione venditione *Pomp.* 714, 30. *Ulp.* 515, 9. 613, 3 (nudo consensu placuit, ut reddibeat). *Paul.* 513, 30. 536, 19. 654, 13. *Mod.* 600, 18. ~ de locatione conductione *Pomp.* (714, 30). *Ulp.* 561, 31. 562, 9. *Paul.* 559, 4. (654, 13). ~ de societate *Pomp.* 502, 18. 648, 13. *Gai.* III, 151. 154. *Ulp.* 500, 3. *Paul.* 315, 36. 509, 16. ~ de mandato *Paul.* 479, 4. — b) **De sponsalibus et nuptiis.** *Iul.* 657, 1. *Pomp.* 889, 37. *Scaev.* 714, 17. *Ulp.* 556, 9. 184, 11 = 958, 40. *Paul.* 656, 36. 659, 35. — 3) **Consensus litigantium de iudice vel arbitro.** *Pap.* 868, 1. *Ulp.* 164, 11. 542, 31. — II. = **Adsensu, ratihabito.** 1) **populi, magistratus, Caesaris.** reipublicae *Paul.* 769, 32. populi *Pomp.* 6, 30. praetoris *Ulp.* 164, 11. magistratum *Mod.* 105, 1. Caesaris *Ulp.* 37, 32. — 2) **domini, patris domini.** *Call.* 494, 13. patris *Marcell.* 764, 30. *Scaev.* 318, 31. *Paul.* (656, 30). *Mod.* 660, 32. 424, 1. — 3) **curatoris, tutoris.** *Cels.* 681, 4. *Pap.* 777, 10. *Ulp.* 759, 19. 22. 774, 9. — 4) **variorum.** creditoris *Marcian.* 599, 35. creditorum *Scaev.* (564, 47). *Herm.* (474, 14). debitoris prioris *Paul.* 701, 13. Erosit *Scaev.* 670, 35. fideicommissarii *Marcian.* 171, 3 (corr.). filiae *Pomp.* 717, 31. filii *Paul.* 20, 30. *Mod.* 586, 19. 20. mariti *Ulp.* 703, 40. mulieris *Pap.* 420, 35. *Ulp.* 709, 37. procuratoris omnium bonorum *Gai.* (598, 30). pupilli *Gai.* 598, 26. pupilli creditoris *Herm.* 474, 13. servi (ad restitutionem vel aditionem hereditatis) *Marcian.* 251, 17. 18. servi actoris (ad venditionem pignoris) *(Trib.)* 172, 3. sociorum *Paul.* (510, 1). stipulatoris de dote iterum constituenda *Mod.* 682, 2.

consentaneus. sententia utilitati rerum consentanea est *Ulp.* 481, 3. ~ consentaneum est sequente Accus. cum. Infinitivo *Gai.* (*Trib.* 1) 172, 3. III, 170. *Ulp.* *rat.* 173 (ex suppl.). *Paul.* 328, 11. **consentio.** I. A. de communi plurium opinionibus. veluti consentiens fama confirmat *Hadr. Call.* 651, 1. omnes (fere) consentiant *Clem.* 322, 40.

Ulp. 53, 6. omnes auctores de hoc *Ulp.* 232, 3. = *cat.* 77. *¶* consentiunt iudices vel arbitri (de sententia ferenda) *Iul.* 481, 4. *Ulp.* 152, 30. 22. 25. 155, 18. 21. *Paul.* 540, 34. 33. — **B. de communi plurium voluntate.** consentiunt fructuarii, ut eorum prior utatur *Iul.* 225, 28. in eundem annum *Pap.* 235, 19. heredes *Iul.* 24, 33. 32. (*Trib.* 1) 32. 120, 37. ad redhibendum *Ulp.* 611, 1. 612, 8. *legatarii Ulp.* 262, 16 (de loco itineris). *Ulp.* (75, 36). *fideicommissarii* ad distractionem *Ulp.* 36, 1. domini eius loci, ubi mortuus inferitur *Call.* 355, 15. *patroni* in operis accipiendis *Iul.* 324, 15. 14. 658, 30. *creditores Paul.* 496, 3. — **C. de congruente voluntate paciscentium vel contrahentium.** hoc enim (*scil.* pecuniam credere) nisi inter consentientes fieri non potest *Cels.* 362, 2. hoc ipso, quo tacerunt, consensisse videntur *Ulp.* 562, 3. si neuter nostrum (*scil.* rogavit alterum) sed dumtaxat consensimus *Ulp.* 578, 2. emptio et venditio nuda consensitium voluntate contrahitur *Paul.* 574, 22. *cf. Ner.* 74, 3 (ne quid tu mihi praestares). *Iav.* 648, 8. *Iul.* 496, 8 (in corpus quod traditur). *Gai.* 640, 38 *ferre* = III, 136. III, 153 (in societatem). *Pap.* 731, 33. *Ulp.* 62, 22. 21 (ex diversis animi motibus in unum). 75, 36. 406, 37 (in aere). 39 (in corpus). 515, 18 et 27 (in corpus). 513, 3. 3 (in corpore). *Paul.* 516, 6 (in corpus). 551, 30 (in corpore). 649, 18 (in hoc). 503, 31 (in re praesenti). 653, 2 (in corpore). 654, 12 (in id quod responsum est). *Mod.* 647, 31 (in aliquam rem). *¶* de sponsalibus vel nuptiis contrahendis *Ulp.* V, 2. *Paul.* 657, 31. 674, 3. — **D. de litigantium compromisso vel iudicii electione.** *Pomp.* 151, 28. *Ulp.* 150, 21. 152, 11 (in quem). *¶* *Ulp.* 41, 33 (in praesidem). 36. 164, 6. 6. 2. 12. 16. 542, 33. *Mod.* 168, 40. *Herm.* 868, 38. *¶* de prorogatione temporis: si et iudex ad tempus datus et omnes litigatores consentiant *Ulp.* 164, 18. de circumductione actorum *Paul.* 541, 30. —

II. = congruere. in eo (qui liber emptus bona fide servit) et ipsius et emptoris existimatio consentit *Iav.* 684, 44. nisi consentiat acceptilatio cum obligatione *Paul.* 723, 38. —

III. = adsentiri. A. sententiae, opinioni. huic ego consentire non possum *Marcell.* 680, 28. consensio *Ulp.* 314, 9 (Papinianus). 515, 19 (in vino). *Paul.* 492, 18 et 504, 19 (quibus). consensimus *Ulp.* (*Trib.* 1) 501, 17. *Iulianus* scribit et alii plerique consentiunt *Ulp.* 66, 17. consentit *Pomponius*, *Papinianus sim.* *Ulp.* 201, 11. 244, 2. 283, 23 (cui *cf.* cum *F.*) 367, 33 (cui) 581, 38. *Paul.* 726, 9 (Aristoni). — **B. negotio, pacto, contractui.** invitum accipere debemus non cum tantum qui contradicit, verum

eum quoque qui consensisse non probatur *Ulp.* 87, 19. *cf.* 252, 36. (657, 4. 717, 12. 748, 38. 902, 19). *Cels.* (*Trib.* 1) 20, 11. non videtur consentire, qui sentire non possum *Pomp.* 120, 3. quemadmodum consentit, qui non vidit? *Ulp.* 515, 27. consentire non possunt (*municipes*) *Ulp.* 338, 36. universi consentire non possunt *Paul.* 503, 33. non videntur qui errant consentire *Ulp.* 963, 11. nemo videtur fraudare eos, qui sciunt et consentiunt *Ulp.* 560, 43 = 965, 32. aliud est vendere, aliud vendenti consentire *Ulp.* 966, 35. cum quis possit alienare, poterit et consentire alienationi *Ulp.* 967, 3. si donationis causa consenserit *Ulp.* 967, 3. potest (surdis) intellegere et consentire *Paul.* 647, 19. *¶ ceterum vid. Gai.* 775, 36. III, 168. *Ulp.* 162, 33 (consenserint vectores praedictioni). *Paul.* 528, 30. 662, 39. — **C. = ratum habere, pati, permittere, iubere.** *cf. Ulp.* (966, 23. 967, 3). consentit 1) *magistratus vel iudex*. praetor patri (ad obligandum rem pupilli) *Ulp.* 811, 3. proconsul vocibus popularium *Ulp.* 866, 37. arbiter decuo in se compromitti *Paul.* 152, 3. — 2) *pater a filio Marcell.* 764, 25 (scientie et consentiente p.). *Pap.* 346, 39. *Tryph.* 887, 43 et 888, 3 (nuptiis). *Ulp.* 313, 15 (in muneribus publicis). 746, 30 (gerenti tutelam). 902, 19 (decurionatui filii). 911, 31 (honoribus sive maneribus). *Paul.* 659, 32. 909, 31 (ad decurionatum filii). *rat.* 102. 102. 102. *Marcian.* 665, 10 (uxorem ducenti). *Mod.* 423, 46 (consentiente p. filius minor annis viginti servum manumisit). *Herm.* 914, 35 (decurionis creato filio). *¶ b) filiae.* *Pap.* 661, 22 (matrimonio). 682, 36. *Ulp.* 656, 35 (nuptiis). *Paul.* 656, 21 (filiae). — 3) *filius sponsalibus Marcell.* 725, 19. patri paciscenti ne legatum peteretur *Ulp.* 126, 36. nepotem . . consentiente filio adoptavit *Paul.* 20, 28. *¶* filia. *Iul.* 657, 3 (nuptiis, sponsalibus). *Afr.* 725, 2 (patri). *Pap.* 725, 33. 204, 49. *Ulp.* 126, 31 (patri non stipulanti dotem). 657, 4 (quae patris voluntati non repugnat, consentire intellegitur). 717, 19. 11 (patri). 16. 721, 21 (patri). 22. 26. 27. 724, 10. 11. *rat.* 119. *Paul.* *rat.* 116. *Macer* 857, 17 (ei de dote rependa). 13. *Mod.* 45, 7 (patri). 13. — 4) *maritus, uxor. a) maritus Scaev.* 687, 1. *Pap.* 712, 16. *¶ b) uxor Paul.* (600, 13). — 5) *agnati vel cognati.* nuptis praesentibus et consentientibus fratre et matre *Scaev.* 85, 33. libertates obtingere matre consentiente *Pap.* 469, 33. *cf. Scaev.* 713, 11. — 6) *patronus, patrona Ulp.* 663, 35 (ad divortium). 367, 3 (de qua *scil.* ducebat). *Herm.* 327, 4 (libertate nuptiis). 3. 2. 7. *scil.* alienationi *Paul.* 344, 13. *¶ de natalibus restituendis Marcian.* 475, 36. *Mod.* 476, 3. — 7) *libertus vendenti fundum patrono Ulp.* 484, 13. — 8) *dominus Ulp.* 748, 16. 36. *Paul.*

587,12 (scientie et consentiente domino). 189,13. *Mod.* 473,3. — **9)** heres, legatarius, fidei commissarius. *Scaev.* 692,1 (ut). (*Trib.*) 68,19 (venditioni). (*test.*) 207,3 (voluntati meae). *Pap.* 57,3. *Ulp.* 349,31. (*Trib.*) 671,1 (ei quod defunctus fecit). *Paul.* 315,37.30 (ut). 319,3 (divisioni). 5,37 (in partem). 827,35 (tutor voluntati testatoris). *Marcian.* 171,3 (alio loco dare). 4. *Mod.* 316,30. — **10)** creditor. *pignori vendendo vel aliter alienando aut iterum obligando:* *Gai.* 598,25 (venditioni). 21,25. *Ulp.* 597,30 (in venditione pignoris). 40 (venditioni). 41. 598,4. *Paul.* 600,42 (viro pro filia communi in dotem danti). 601,4. *Marcian.* 600,1.3.4.10. *Mod.* 600,35 (pignori scilicet denuo obligando). ~ consentientibus creditoribus aliquid a fraudatore vel emit vel stipulatus est etc. *Ulp.* 560,46. cf. 3. decreto praetoris, ut portione creditores ab heredibus serant *Paul.* 496,8.15. — **11)** stipulator *Ulp.* 706,13. *Mod.* 682,1. — **12)** socius *Pap.* 329,25. 591,6. *Paul.* 360,34. — **13)** curator vel tutor *Iul.* 813,6. *Pomp.* 711,34. *Die. Fratr.* *Ulp.* 481,11. ~ *Ulp.* 760,30 (praetori). — **14)** minor, prodigus. *Gai.* (598,37). *Pap.* 731,34. *Tryph.* 814,10. *Paul.* 93,3. — **15)** is cui servitus debetur, fructuarius. *Ulp.* (592,38). 349,8. 399,40. ~ *Ulp.* 221,25.32. 349,7. 425,10.12. 474,12 (fructuarius papillis). — **16)** *varia.* *Ed. Ulp.* 87,30. *Scaev.* 670,34. *Papir.* 839,8. *Ulp.* 908,33 (ei rei). *Paul.* 123,40. 690,4. 782,11. 904,13 (cui rei). —

IV. — concedere. non est consentiendum parentibus, qui iniuriam adversus liberos suos testamento inducant *Gai.* (*Trib.*) 175,4. illud consensio, ut *Hadr. Call.* 914,11. qui tunc non appellavit, vera esse quae scripta sunt consensisse videtur *Macer* 871,31.

consequens. id quod sequitur **I. ordine:** quod proximum et c. ei est *Iul.* 13,32. post originem iuris et processum cognitum consequens est, ut . . cognoscamus *Pomp.* 5,16. cf. *Ulp.* 777,40. — **II. ratione.** id consequens est auctoritati veterum *Iul.* (*Trib.*) 291,37. ei sententiae *Afr.* 385,9. *Gai.* (*Trib.*) 435,31. *Ulp.* 697,35. cui rei consequens est, quod div. Severus rescriptis *Ulp.* 197,13. cf. *Ulp.* 287,11. *Paul.* 398,4. quod dicitur *Ulp.* 675,3. ~ consequens est (erit, fuit) addere *Ulp.* 583,3. dicere *Tryph.* 874,37. *Ulp.* 57,23. 281,12.16 (huic scripturae). 337,17. 532,21. 533,4. 671,32.34. 708,9. 777,30. 778,28. 809,21. 868,18. 880,30. 903,9. 233,36. 391,35. 393,13. 411,31. 437,33. 535,31. 547,28. 571,10. 603,31. 609,31. 619,7. 623,36. 639,23. 677,35. 722,41. 726,33. 728,12.33. 772,13. 779,42. *rat.* 269. *Paul.* 755,3 (ei). dici *Gai.* 56,1. *Ulp.* (*Marcell.*) 702,1. ut dicamus *Ulp.*

(*Trib.*) 375,37. existimare *Ulp.* 563,34. hoc probare *Paul.* 665,31. 666,30. proponere *Ulp.* 197,30. 593,31 (ex con.). ~ consequens est, ut superior pars aedificii . . alterius sit *Ner.* 395,1. cf. *Iul.* 17,35 (his). 24,37 (huic). 26,1. 530,31 (cui). *Afr.* 226,37 (cui). 623,3 (ei). 694,13 (his). 856,35 (his). 30,30. 753,17 (cui). 33 (his). 754,12. 824,37 (huic). *Gai.* 477,13. 11. 78. *Scaev.* 631,13 (cui). *Call.* 844,1. *Pap.* 542,32 (huic). 629,36 (superioribus). 204,13 (huic). *Tryph.* 594,37. 793,4. 814,12 (his). 874,36 (his). *Ulp.* 371,36. 406,36. 834,19 (sententiae). 291,35. 297,13. 345,1. 570,33. (*Iul.*) 585,1 (huic). 751,11 (cui). 959,10. *Paul.* 302,9 (his). 363,31. 441,30 (cui). 443,15 (his). 565,3 (quibus). 206,13 (his). 387,34 (cui). 628,4. *Ser. et Anton. Macer* 39,3. *Mod.* 886,1. cui consequens est, ut ne in futurum a forma observata discedat *Scaev.* 906,1. ~ sequitur acc. c. inf.: sed illud consequens futurum, etiam si paeniteat illum petisse, ratum haberi non posse *Afr.* 735,10. cf. *Gai.* (56,1). *Scaev.* 255,34. *Pap.* 434,11. 682,35. *Fior.* 2,1. *Ulp.* 296,1. 367,28. (720,1). 90,1. 159,35. 399,10. 551,12. *Paul.* 189,11. *Marcian.* 880,1. ~ sequitur quod: illud quoque his consequens est, quod ex ancilla et libero iure gentium servus nascitur *Gai.* 1,82. cf. *Tryph.* 285,11 (illi).

consequenter. ait *Ulp.* 311,31 (his). 233,31. 443,13. constituit princeps *Paul.* 856,35 (cui). dicit *Pomponius Ulp.* 347,25. dixerit *Pap.* 204,7 (priori). dicemus *sim. Ulp.* 146,30. 265,35. 321,10. 325,36. 366,32. 482,40. 538,10. 700,11. 734,42. 810,30. 840,4. 14,13. 286,31. 295,35. 586,30. 860,35. notat *Scaevola Ulp.* 702,9. placuit *Ulp.* 730,1. illud probatur *Paul.* 343,37 (his). proponitur *Ulp.* 589,13. quaeritur *Ulp.* 134,30 (his). 158,3. videtur rescriptum *Ulp.* 864,13 (huic). respondit *Gai.* 111,179. scribit *Ulp.* 348,7. voluit *Sabinus Ulp.* 392,11. ~ plures nuntiationes esse necessarias et consequenter plures remissiones *Ulp.* 377,13. quibus consequenter fructuarius acquirere fundoservitutum non potest *Ulp.* 221,36. cf. 748,32. 798,14. 88,33.

consequentia. producere ad consequentias *Paul.* 12,36 (consequentia loc. *gem.* 965,11). reliqua quae ad consequentiam iam statutorum pertinent *Paul.* 541,13. ~ per consequentiam introducuntur ex lege duodecim tabularum tutores, quales sunt patroni *Ulp.* XI, 3. per consequentias hereditarium, quae ex ipsa lege patronis datae sunt, tutela legitima delata est *Ulp.* 753,30. cf. *Pap.* 123,17. *Ulp.* 774,11. (*Trib.*) 775,12. 771,32. 848,11. 860,35. *Paul.* 206,9. 545,10 (de reliquis, quae per consequentias emptionis propria sunt). 164,3. *coll.* 16, 3, 2.

consequor. I. = *aequi*. nec video quid absurde consecuturum sit eam sententiam *Cels.* 273, 12. citamur eodem die nuptiae fuerint consecutae *Mod.* 704, 34. producere ad consequentia *Paul.* 965, 11 (consequentias *loc. gem.* 12, 34). ~ formam *Ulp.* 481, 17 (secuti *edd.*). — **II.** = *persequendo adprehendere*. tabernarius *em Alf.* 292, 17. colonus lupos *Ulp.* 497, 33. debitorem fugientem *Ulp.* 563, 2. — **III.** = *nancisci*. **A.** *Absolute dictum.* *Iul.* 291, 11. 329, 11. 762, 33. *Afr.* 219, 13. *Seae.* 164, 3. *Ulp.* 21, 23. 403, 41 (ex causa commodati). 482, 31. 502, 30 (ex prima actione; *scil.* comm. divid.). 609, 30. 801, 30. 134, 3. *Paul.* 194, 23. 417, 30 (societatis iudicio a ceteris). 178, 36. — **B.** *Quid.* 1) aliquid *Ner.* 627, 4 (servitutis evictae nomine a venditore). *Iul.* 27, 55 (ex testamento). 734, 18 (iniuria iudicia). *Pomp.* 386, 36 (a te). *Gai.* 70, 4. *Pap.* 246, 33 (ex voluntate). *Paul.* 300, 3 (a socio). 552, 12. nihil amplius *Iul.* 291, 11 (ex utroque iudicio). 534, 30 (a coheredibus). *Ulp.* 563, 30. 609, 12 (resoluta emptione). 839, 37. non amplius *Ner.* 730, 36 (per iudicem). *Iul.* 762, 33. *Marcell.* 762, 37 (a socio). *Tryph.* 410, 30 (a debitore). *Paul.* 317, 37. amplius duplo quam quanti emit *Ner.* 627, 7. amplius debito *Ulp.* 585, 30. duplum *Marcell.* 763, 1. *Seae.* (*Tryb.*?) 68, 30 (ex pretio). *Ulp.* (*Tryb.*?) 489, 30. 621, 4 (ex causa stipulationis). *Paul.* 203, 30. ea *Ulp.* 549, 30. haec *Ulp.* 610, 3. hoc *Ulp.* 440, 30. 801, 31. *Paul.* (*Tryb.*?) 129, 16 (a principe). id *Cels.* 494, 31 (mandati iudicio). *Maeccian.* 899, 4. *Ulp.* 505, 15 (de communi). 547, 4 (ex empto actione). 801, 12 (contrario iudicio). *Paul.* 61, 12 (per mandati actionem). 315, 3 (pro parte a ceteris). 10 (hoc iudicio). 509, 28 (actione pro socio). 121, 4 (per heredem). 387, 37 (nec loci nec operis vitio, sed publico iure). 646, 18 (nihil *Cuiac.*). *Marccian.* 596, 2. id ipsum *Ulp.* 454, 3 (ex empti actione). *Paul.* 689, 11. idem *Pomp.* 253, 12. 705, 3 (delegando vel novando). *Gai.* 11, 124. *Ulp.* 313, 31 (nulla actione). 877, 30 (iure praetorio). 751, 17 (condicendo mortuum). *Marccian.* 584, 40 (in personam agendo). minus *Iul.* 446, 3. *Maeccian.* 448, 35. *Ulp.* 507, 30, 32. 556, 3. 3 (*gloss.*?). *Paul.* 447, 4. 558, 30. IV, 5, 7 (minus quarta portione). *Marccian.* 440, 31 (a patre). hoc minus *Ulp.* 403, 40 (ex lege Aquilia). 502, 30 (ex ea actione, *scil.* pro socio). quanto minus *Cels.* 364, 31. *Gai.* (*stip.*) 946, 33. *Seae.* 74, 33. *Paul.* 669, 13. *Paul.* 705, 12. quo minus *Cels.* 386, 14. *Pomp.* 437, 11. nihil *Cels.* 666, 3 (ex hac stipulatione). *Iul.* 730, 13 (ex *coni.*). *Afr.* 186, 37 (ex legato). *Gai.* 215, 33. 946, 33. *Maeccian.* (448, 34). *Marcell.* 484, 3 (ex defuncti dolo). *Paul.* 718, 12 (actione mandati a mandatore). *Tryph.* 284, 33 (iure hereditatis). *Ulp.* 186, 17. 242, 13

(fructuum nomine). 506, 7. 532, 33 (ab emptore). 547, 11. 623, 9 (ex stipulatione). 214, 8. 214, 30 (ex re mortis causa sibi donata). 390, 3 (ex stipulata). 609, 37 (ex interdicto). (*Tryb.*?) 633, 17 (ex eo quod perfringe gestum est). 739, 33. *Paul.* 487, 3 (mandati iudicio). 556, 1 (a venditore). 618, 31. 646, 13 (ex *coni.*). 878, 33. nihil amplius *vide supra pag.* 929, 19. plus *Pomp.* 206, 33 (ex pretio). *Gai.* 215, 36. 111, 214. *Tryph.* 285, 13. *Ulp.* (507, 32; ex eadem societate). *Paul.* 488, 12 (mandati iudicio). quadruplum *Ulp.* 117, 31. 410, 30. *Paul.* 118, 30. 616, 11 (vi bonorum raptorum actione). quae *Iul.* 552, 37. *Marcell.* 21, 37 (ex bonis). *Ulp.* 867, 33 (ex testamento). quantum *Iul.* 444, 10 (ex bonis). *Afr.* 385, 12 (actione do peculio). *Gai.* 200, 17 (civilibus actionibus). 15 *Mauric.* 879, 12 (praemii nomine). *Ulp.* 482, 3. 549, 32. 700, 10. 720, 4. 443, 13 (ex iudicio testatoris). 762, 16. *Paul.* 303, 31. *Mod.* 45, 3. quicquam *Gai.* 104, 30. *Ulp.* 761, 3 (ex causa fideicommissi). 881, 12 (ex hereditate). *Paul.* 298, 31 (a socio). 518, 2 (ex vendito). quid *Gai.* 111, 117. *Ulp.* 222, 30. 323, 30 (de fundo communi). 609, 40 (fructuum nomine). 796, 32. 739, 4 (ex his actionibus). *Paul.* 210, 33 (ex operis). 826, 17 (ex lege Iulia). quidquid *Gai.* 111, 111. *Seae.* 80, 12. *Ulp.* 242, 3 (ex re fructuaria vel ex opera). 500, 11 (de societate). 550, 30. 672, 30. 234, 33 (ex hereditate). 572, 30. *Paul.* 723, 30 (ex locatione). *Herm.* 535, 36 (vel compensatione vel exactione). quod *Iac.* 47, 3 (in iudicio dotis). *Iul.* 199, 15 (fam. ere. iudicio). *Ven.* 565, 33. *Afr.* 579, 30. 753, 31. *Gai.* 93, 31 (ex lite). 405, 30 (contrario iudicio). 41. 559, 30 (furti actione). 11, 126 (iure adrecedendi). *Marcell.* not. ad *Iul.* 841, 31. *Flor.* 569, 3 (sua cura atque opera). 685, 3 (actione dotis). *Pap.* 635, 32 et 194, 33 (ex stipulata). 267, 33 (ex portione fratris). *Ulp.* 410, 31 (ex coconditione). 30. 500, 16. 724, 4. 877, 20. 458, 33. *Paul.* 289, 1. 178, 12. 387, 30 (dominii capione). 663, 31. 763, 12. *Herm.* 541, 37. quodcumque *Marccian.* 678, 30. simplum *Seae.* (*Tryb.*?) 68, 30. *Ulp.* 117, 7. *Paul.* (118, 30). 298, 30. solidum *Iul.* 266, 37. *Gai.* IV, 74 (aliqua illarum actionum). *Pap.* 557, 37 (ex hereditate). *Ulp.* 739, 37. *Paul.* 770, 3. 553, 7. 500. *Gai.* 134, 11. 430, 10. II, 55. III, 205 (iudicio locati). 205. *Ulp.* 442, 31. 504, 23. 538, 3. *Mod.* 545, 37. tale quid *Afr.* 219, 33. tantum *Pomp.* 621, 36 (ex stipulatione). 392, 33. *Gai.* 148, 12 (hac actione officio iudicis). *Pap.* 56, 37. *Ulp.* 721, 10. 585, 17. *Paul.* 303, 30. tantundem *Gai.* 200, 16 (per hereditatis petitionem). *Tryph.* 559, 30. totum *Gai.* 111, 122. *Ulp.* 75, 12. triplum *Paul.* (203, 30). utrumque *Pap.* 245, 10 (*corr.*). — 2) actionem *Ulp.* 738, 33 (de improbitate sua). administrationem liberam

bonorum *Paul.* 821,1. aestimationem *Maecian.* 896,8 (hereditatis). *Scæv.* 355,41 (loci; ex com.). *Ulp.* 289,19 (hereditatis; actione leg. Aqu.). 612,30 *ferè* = 624,9 (bis eiusdem rei). (7,17.19). 572,38. 57. lites aestimationem *Iul.* 412,2. 25,9. *Ulp.* 185,28. 283,19. 547,10 (ex duplæ stipulatione). 622,18. *Marcian.* 600,11. alimenta *Scæv.* (565,9). annua *Scæv.* 105,38. artificium *Mod.* 206,31. beneficium *Paul.* 848,8. centum *Ulp.* 53,36. cibaria *Paul.* (488,36). civitatem Romanam *Gai.* I, 74. 96. III, 73. commodum *Alf.* 324,41 (quantum commodi). *Iul.* 646,27. 238,9 (ex testamento). *Scæv.* (80,8). *Ulp.* 72,48 (ex legato). 563,17. 574,34 (ex publico). communionem bonorum *Scæv.* 256,18 (ex fideicommissio). damnus *Scæv.* (772,22; iudicio tutelae). *Ulp.* 399,38. *Paul.* 288,38 (401,4). 940,38. debitum *Scæv.* 595,5. *Paul.* 496,27 (ex pretio pignorum). amplius debito *Ulp.* (585,28). non debitum *Gai.* 93,3 (per errorem aut iniuriam iudicis). decem *Marcell.* (not. ad *Iul.* 21,34). 713,34 (ex venditione pignoris). *Ulp.* 739,38 (actione furti). 38. dignitas *Ulp.* 910,48 (principis iudicio). domilium *Marcell.* 711,38 (Stichi). *Ulp.* (504,32; insulæ). dotem *Ulp.* 687,31. ducenta *Ulp.* 633,1. duo *Ulp.* 624,9.11. emolumentum *Marcell.* 212,38 (legis). *Pap.* 55,38 (ex aliquo negotio). 340,38 (voluntatis). expensas *Scæv.* 573,24. factionem testamenti liberam *Paul.* 337,38. fideicommissum *Scæv.* 902,10. 69,18. *Paul.* 178,48. fructus *Pap.* 635,16 (actione incerti ex stipulato). *Ulp.* 101,8. 482,38. 742,10. *Paul.* 641,32. 406,3 (ex redemptione vectigalium). *Marcian.* 34,12. quantum fructus *Alf.* (324,31). fundum *Ulp.* 116,38 (ex relegatione). partem fundi *Iac.* (191,3). *Pomp.* (200,18). hereditatem *Ner.* (844,31). *Clem.* 946,38 (adeundo). *Pap.* 853,18. *Ulp.* (833,28. 854,16). *Paul.* 72,38. partem hereditatis *Scæv.* (199,48). portionem hereditatis *Pap.* (729,2). hominem *Iul.* 24,7. *Ulp.* 343,17 (condictione). Stichum *Iul.* 23,18 (ex altero testamento). *Ulp.* 21,2. iacturam *Paul.* 776,18 (tutelae iudicio). immunitatem *Call.* 919,18. impensam *Pomp.* 506,38 (pro socio actione). *Gai.* 391,38 (pro socio aut comm. div. iudicio). *Ulp.* 323,8. 352,30 et 533,7 (funeris). 391,9 (ex stipulato). 563,18. *Paul.* (194,32). 731,21. 399,8 (locati actione). indemitatem *Ulp.* 801,11 (contrario iudicio tutelae). ingenuitatem *Ulp.* (*Trih.*? 173,9). interusurium *Ulp.* 439,2. iura adgnationis *Cels.* 20,22. ingenui iura *Marcell.* 661,11. ius aulorum *Ulp.* 328,1. ius liberorum *Paul.* IV, 9, 1. 2. 7. 9 (beneficio principis). ius Quiritium *Gai.* I, 32^r (edicto Claudii). 33. 35. 35. 35. 66 (suppl.). III, 72. 72. 73. *Ulp.* III, 1. 3 (li-

beris). 4. 5. XVII, 1. *Paul.* IV, 9, 8. nihil iuris *Paul.* 790,12 = cat. 225. Latinitatem *Ulp.* XXII, 8. legatum *Iac.* 894,7. *Iul.* 199,38. 417,1. *Gai.* 123,38. (II, 219). *Marcell.* 212,1. *Scæv.* 125,7. 565,9. 637,38. *Pap.* (853,18). *Ulp.* 313,27 (officio iudicis). 351,28. 4,18. 116,8. 175,18. 272,7. 439,18. 443,38. 453,8. *Paul.* (72,38). *Marcian.* 790,21. 709,38. *Mod.* 178,4. partem legati *Iac.* (190,38). liberalitates *Scæv.* 80,5 (ex tribu). liberationem *Ulp.* 9,38. libertatem *S.C. Ulp.* 339,1. 3. *Ner.* 844,31. *Iul.* 834,38. 431,18 (ex testamento). *Afr.* 431,18. 462,38. *Gai.* 18,18. 435,38. 474,31. 1. 140. 140 (censu). *Marcell.* 712,3 (dando). *Scæv.* 146,38. 264,38 (ex senatus consulto). 436,7 (ex generali capite). 31 (his verbis test.). 440,38 (ex testamento). 38. 450,38 (ex causa fideicommissi). 451,1. 468,38 (ex testamento). 644,18 (indulgentia principali). *Pap.* 135,4. *Tryph.* 888,38. *Ulp.* 45,10. 342,16. 833,28. (*Trih.*? 854,16. (*Trih.*? 173,9. 437,38 (fideicommissum). 447,38 (ex testamento). 845,38. *Paul.* 63,38. 329,18 (quasi ex senatus consulto). 424,38 (ex lege venditionis). 433,9 (ex testamento). 482,38. 38 (ex venditione). 484,18. II, 1. IV, 1. 16. *Mod.* 316,48. *Herm.* 198,11. 291,3. possessionem libertatis *Pomp.* (481,31). praemium libertatis *Marcian.* (469,38). libertos *Ulp.* 330,31. licentiam fruendi *Ulp.* 242,16. mercedem *Paul.* 488,38. nomen *Ulp.* 309,24 (iudicio fam. etc.). operas liberti *Ulp.* 877,18. partem *Iac.* 190,38 (legati). 191,3 (fundi). *Pomp.* 507,4 (pecuniae; societatis iudicio). 9 (hereditatis petitione). 200,19 (fundi). *Afr.* 385,8 (peculii). *Papir.* 74,10 (ex bonis). *Marcell.* 901,31 (pretii). 23,31 (Stichi; ex utriusque testamento). 762,38. *Scæv.* 199,48 (hereditatis). 38. *Pap.* 317,6. *Ulp.* 197,28 (rerum). 233,28. 352,22 (sumptus). 507,28. 28. 550,12 (ex vendito agendo). 49,18 (adoptando). *Paul.* 326,2 (servi). 3 (peculii). 425,28 (societatis vel comm. div. iudicio). 447,38. 188,4. duas partes decem *Ulp.* 700,18. non amplius parte sua *Paul.* 401,4 (damni). pecuniam *Iul.* 710,28 (vinducando). 813,3 (ex condemnatione). 680,18 (vinducando). *Gai.* 193,28 (actione). *Ulp.* 801,28 (cum usuris). 634,38 (bis eandem). partem pecuniae *Pomp.* (507,4). poemam *Ulp.* 553,12 (ex stipulato). *Gai.* (IV, 6). *Ulp.* (343,17; furti actione). 502,38 (ex stipulatione). 551,7 (ex compromisso vel alio caso). 7. portionem *Paul.* 729,2 (hereditatis). *Ulp.* 428,38. 51,3. *Paul.* (317,31). minus quarta portione *Paul.* (IV, 5, 7). possessionem *Pomp.* 481,31 (libertatis). *Clem.* 335,38 (bonorum). *Ulp.* 117,28. *Paul.* 312,18 (vice pignoris). potestatem *Paul.* 387,34 (reficiendi). *Herm.* 76,34 (testamenti faciendi, fideicommissi relinquendi). praemium

Clem. 475,4. *Call.* 876,7. *Paul.* 878,34. *Marcian.* 469,33. *pretium Iur.* 533,37. *Iul.* 392,10 (bovis; conditione). 393,1. 553,16 (actione ex empto). 324,33 (operarum; iocando). *Pomp.* 623,21. *Gai.* 193,37. *Marcell.* 289,11. *Scaev.* 772,37 (fundi; tutelae iudicio). 100,33 (militiae; ex causa fideicommissi). *Pap.* 495,7. *Tryph.* 685,15. *Ulp.* 192,3. 282,17 (hereditatis). 367,36. 389,31 (actione). 531,26. 549,4. 610,36. 619,2. 743,36. 751,13 (hereditatis; furti iudicio). *Paul.* 194,8. 334,35. (*Trib.*?) 344,11. 391,12 (hereditatis). 552,7 (triticum, non servorum fame necatorum). 727,18 = *cat.* 94 (fundi evicti). *Marcian.* 599,35. *pretii partem Marcell.* (901,31). privilegium in bonis *Paul.* 813,43 (decreto). proprietatem *Scaev.* (test.) 111,36. *Tryph.* 684,37 (fundi). quantitate *Gai.* 249,34. *Marcell.* 710,7. *Scaev.* 692,7 (ex stipulatu). *Ulp.* 444,30. quartam *Scaev.* 229,13. *Ulp.* 22,11. *Paul.* (IV, 5, 7). quattuor *Ulp.* 624,11. quindecim, quinque *Marcell.* *not. ad Iul.* 21,33. quinquaginta *Tryph.* 703,12. *Paul.* 102,36. rem, res *Lab.* (*Trib.*?) 572,38. *Iav.* 344,34 (actione mandati). *Iul.* 446,10. *Gai.* II, 57 (hereditatem petendo). IV, 6. *Ulp.* 189,15. 408,21 (pignoratam). 439,4,5 (peculiarem). (839,37). 7,11,13. 549,35 (ex causa stipulationis). *Paul.* 734,5 (hereditatis petitione vel ad exhibendum actione). partes rerum *Ulp.* (197,29). residuum *Ulp.* 444,21. securitatem *Ulp.* 298,37 (cedendo). (801,13). 158,33 (per legatum). semissem *Gai.* 282,31. sententiam praetoris *Marcell.* *not. ad Iul.* (*Trib.*?) 173,33 (sententia F). servum *Ulp.* (*Trib.*?) 375,33. partem servi *Paul.* (326,2). sexaginta *Paul.* 559,36. sextantem *Ulp.* 198,1. Stichum *vid. hominem.* summam *Scaev.* 119,13. *Tryph.* (410,30). *Paul.* 119,7 (dotis). sumptum *Ulp.* 321,10 (fam. etc. iudicio). 323,11 (comm. div. iudicio). 352,15. 550,3 (ex vendito agendo). 385,33. 38 (comm. div. iudicio). 728,43 (litis). *Paul.* 637,5. partem sumptus *Ulp.* (352,27). tributum *Ulp.* 403,33. vindictam proprii doloris *Pap.* 814,17 (corr.). unciam *Scaev.* 235,33 (ex causa fideicommissi). usuras *Ulp.* 312,9 (sumptuum). 482,40. 484,(20). 21,26 (mandati iudicio). 611,17 (pretii). 18. 801,(20). 22,37. 28. *Paul.* (II, 15, 2). *Marcian.* 593,16 (usurarium). — **B.** *Sequitur enuntiatum relativum vel interrogativum.* consequi quanti interfuerit, quod sua interest *sim.* *Pomp.* (621,36). *Gai.* (148,12). 550,25. *Pap.* 630,23. *Ulp.* 120,20. 343,15 (actione servi corrupti). (408,20). 504,35. 563,2. 75,11. 457,40 (fam. etc. iudicio). (585,17). 591,4 (agendo). 609,30 (alia actione). 608,33. *Paul.* 123,11. *Mod.* 522,41. quanti minimo defungi potuit *Ulp.* (547,4). ~ quod non utendo amisit *Ed.*

Ulp. 140,30. cf. 142,34. *Iav.* (533,37). *Cels.* 386,15 (mandati iudicio). *Iul.* 96,30. 196,35 (hereditatem petendo). 199,14 (per hereditatis petitionem). 321,30 (iudicio fam. etc.). 31 (per hereditatis petitionem). 446,3 (per actionem). 552,37 (actione). 553,11. 677,12. 735,33 (hereditatis petitione vel actione ad exhibendum). 795,17 (tutelae iudicio). *Pomp.* (392,34). 401,33 (iudicio aqu. pluv. arc.). *Afr.* 579,23 (actione). 31,7 (ex testamento). *Gai.* 62,1 (actione). 104,21 (iudicio neg. gest.). 444,4 (iudicio societatis vel comm. div.). (II, 124). 219 (iudicio fam. etc.). IV, 57. *Marcian.* 448,33. *Scaev.* 74,31 (ex fideicommissi causa). 772,32 (iudicio tutelae). 773,4. (100,35). 112,33. *Clem.* 191,43 (ex causa legati). *Pap.* 630,31 (ex stipulatu). 635,25 (iudicio empti). 666,33. 245,13. 717,10. *Call.* 827,13. *Tryph.* (559,30). *Ulp.* 76,7. s. 9. 137,30 (beneficio aetatis). 215,3 (contrario iudicio mandati). 279,7 (actione). 313,30 (familiae eriscundae). 320,33 (fam. etc. iudicio). 367,1. 425,19 (societatis iudicio vel comm. div.). 444,26. (*Trib.*?) 445,8. 454,7 (ex empto). 481,4 (mandati iudicio). 484,30. 532,7. 24,40. 533,1 (ex vendito actione). (549,20). 550,7 (ex vendito). 611,19 (arbitrio iudicii). 624,30 (ex empto). 625,2. 801,(12). 12. 862,7. (877,29). 116,18 (dotis actione). 563,7 (ex altera actione). 614,30. 728,11. 762,16. *Paul.* 287,40. 299,35. (315,5). 486,30 (mandati actione). 502,25 (vel pro socio vel comm. div.). (509,30). 519,37. 565,16. 641,32. 797,36 (per conditionem). 296,37. 542,16. 664,16. 765,4 (II, 15, 2. *Mod.* 45,11 (ex testamento). — **IV.** = *efficere*. **A.** quae ita scilicet consequatur index, si etc. *Gai.* 312,22. — **B.** *Sequitur ut. agendo consequatur, ut impensas funeris recipiat Proc.* 728,20. cf. *Iav.* 264,21. *Iul.* 105,30 (id). 225,32. 389,37 et 390,23 (incerti conditione). 390,3 (incerti conditione). 21,37 (exceptione doli mali posita id). 25,18. 408,33 unde *Ulp.* 636,30 (incerti agendo). *Pomp.* 253,12 (aedificio). 122,7 (ex testamento agendo). *Afr.* 753,33 (agendo contraria pignoratitia). *Gai.* III, 46 (liberorum iure; suppl.). 47. *Marcell.* 832,11. *Scaev.* 557,20 (empti iudicio vel aliqua actione). 31. 80,3 (ex fideicommissio). 163,8. 170,8 (ex verbis testamenti). 207,33. *Paul.* 136,8 (ex testamento). *Ulp.* 241,8 (ex testamento agendo). (*Trib.*?) 299,4 (officio iudicii). 311,30 (agens fam. etc. iudicio). 332,3 (per ad exhib. actionem). 505,11. 12. 507,33 (pro socio actione). 563,9 (ex conducto). 612,9 (actione ex empto). 624,40 (id tantum; ex empto). 707,3 et 765,10 (per doli exceptionem). 17,3. 158,5 (agendo). 608,3 (ex aliquo contractu). (636,30). 750,8 (conducti actione). *Paul.* 123,40. (256,25). 300,6 (per praetorem id).

419.15. 487.13 et 488.19 (mandati actione). (Trib.?) 503.15 (actione pro socio). 884.35. — *sequitur* ut ne: non hoc consequitur, ut ne quod apud eum sit reddat *Marcian.* 35.35. — *sequitur* ne: qua cura aut diligenter consequi possumus, ne aliquis damnum nobis iniuria del. 406.6. cf. *Ulp.* 569.21. cf. *Scaev.* 164.1 (ex causa fideicommissi). *Paul.* 447.33 (hoc solum). 545.37 (defendendo se). — *sequitur* quo minus: per comm. div. actionem consequitur socius, quo minus opus fiat *Paul.* 256.25. cf. 609.10. — *sequitur Accus. c. infin.*: per doli exceptionem curatores consequi poterunt eam actionem praestari sibi *Pap.* 800.5. cf. *Ulp.* 312.14.

consero. *Forma.* *Præf.* conseruisti *Cels.* 207.21. conserit *Gai.* 490.14. —

Significatio. agrum *Ulp.* 218.2. in fundo alieno *Cels.* 207.21. in alienum fundum *Gai.* 490.14. consilia tollere *Pomp.* 209.12.

conserva. relictis conservabus *Scaev.* 132.30.

conservo. I. *Ab interitu tueri.* merces *Iul.* 421.18. *Paul.* 419.16. scapham cum mercibus *Paul.* 11. 7. 4. ~ latronem *Paul.* 789.35. — II. *Retinere integrum.* fructum, fructus *Scaev.* 111.43. *Ulp.* 125.10. id. 35. *Paul.* 194.11. 227.35. III. 6. 37. — ius constituit aut in acquirendo aut in conservando aut in minuendo *Ulp.* 14.22. ~ indemnem me per omnia *Paul.* 480.11. quae gesta sunt, rata *Pap.* 557.35. ~ haec omnia *Ulp.* (Trib.?) 66.11. hoc idem (scil. ut qui matre Delphica natus esset, *municipes Delphis esset*) *Ulp.* 902.11. quod accepit *Ulp.* 177.15. utrumque *Ulp.* 288.14 (scil. portionem et legatum). 861.35 (scil. civitatem et bona, conservat relegato). ~ actiones *Ulp.* XXV. 14. *Paul.* 729.35 (de evictione actionem; auctoritatem *Paul.*?). aquam *Ulp.* 600.1. auctoritatem *Pomp.* 103.12. 31. bona *Ulp.* (861.35). *Herm.* 804.11 (liberis damnatorum). civitatem *Ulp.* (861.35). do. tem mulieribus *Pomp.* 716.31. evictionem sibi *Gai.* 775.12. causam evictionis sibi *Gai.* 334.35. existimationem *Ulp.* 85.15. 20. famam defuncti *Scaev.* 564.14. formam possessionis *Pap.* 296.17. hereditatem *Marcell.* 300.35. patris iudicium fratri *Pap.* 59.3. ius nostrum suum, tuum, pristinum *Afr.* 240.10 (integrum). *Ulp.* 14.23. 375.1. 15. 376.35. *Paul.* 95.20 unde *ret.* (Ulp.?) *rat.* 334 b. 373.35. 636.14 (liberis exhereditatis). iura *Ulp.* 265.25. ius iurandum actoris *Paul.* 370.1. iussum *Pomp.* 103.21. legatum *Ulp.* 286.14. (288.13. 14). libertatem, libertates *Pap.* 434.35. *Ulp.* 322.35. 437.14. 438.35. 51. 563.2. *Paul.* 845.2. 439.1. 550.1. *Marcian.* 455.35. memoriam defuncti *Mod.* 109.15. (negotia) vetera *Paul.* 104.15. partem nepoti *Tryph.* 301.10. pe-

cullum *Pomp.* 730.23. *Ulp.* 458.30. pecuniam *Pomp.* 6.5. poenam *Gai.* 111. 190. portionem *Tryph.* 301.7. *Ulp.* 286.12. 287.17. 34. 288.12. (14). virilem scil. portionem *Ulp.* 288.13. *Herm.* 291.1. possessionem sui domino *Pap.* 516.10. formam possessionis r. s. patriam potestatem *Pap.* 244.35. praedia *Scaev.* 82.17. (test.) 83.34. privilegium pupillo *Paul.* 553.30. relicta in testamento pupillo *Tryph.* 181.55. rem, res *Ner.* 733.4. *Ulp.* (14.25). 591.14. *Paul.* 235.35 (hereditarias). sententiam *Paul.* 431.27. servitutum *Paul.* 676.31. speciem rei *Ner.* (733.4). voluntatem *Cels.* 12.31 (legum). *Pomp.* (103.31). utilitatem petitoris *Paul.* 334.2. — III. *Observare.* comiter maiestatem alterius

populi *Proc.* 886.35.35. regiones suas *Ulp.* 559.1. **conservus.** A. *Nomin.* conservus est eius *Paul.* 135.2. debet *Ulp.* 438.25. dedit damnum vel subripuit *Ulp.* 439.2. ei legatus est *Marcian.* 426.30. — B. *Acc.* conservum corrupti *Paul.* 343.31. vulneravit *Paul.* 135.2 (et villicum fecit). 2. — C. *Genet.* conservi nomine agere actum *Scaev.* (test.) 468.11. conservorum imitatione aleator vel vinarius vel erro evasit *Ulp.* 610.25. — D. *Dat.* conservo dari stipulatur *Flor.* 682.11. debitum *Ulp.* 441.31. ~ conservis credidit *Scaev.* 165.2. debet *Ulp.* 133.31. — E. *Ablat.* cum conservo enavigavit *Scaev.* 670.35.

consideratio. in eius rei consideratione aetatis ratio habetur *Claud.* *Sat.* 850.1.

considero. a) *Quid.* consideratur praesens aestimatio *Pap.* 701.1 (desideratur *Mo.*). actas pupillorum *Call.* 789.10. vitae coniunctio *Pap.* 413.11 unde *ret. rat.* 253 b. haec quattuor genera septem modis *Claud.* *Sat.* 849.35. ius patris *Pap.* 899.2. mora *Pap. rat.* 2. non numerus pupillorum, sed difficultas rationum conficiendum et reddendum *Paul.* 791.19. illius temporis peculium *Pap.* 448.27. persona *Call.* 914.3. rati habitio *Paul.* 379.33 (desideratur *Mo.*). conditionum verba pro voluntate *Pap.* 199.3. voluntas potius quam verba *Pap.* 198.12. — b) de mora *Pap.* 466.31. — c) *Sequitur interrogatio indirecta:* *Pap.* 582.6. 635.17. 865.3. 814.12. 961.36. *Ulp.* (Trib.?) 721.31 (an illa repudienda est). 869.8. *Paul.* 326.25. 664.38 (del *Mod.*). 833.2. *Mod.* 662.15 = 968.14. *Herm.* 752.29 (quattuor haec: au. . et etc.). *interrogatio indirecta disjunctiva:* *Pap.* 481.10. *Ulp.* 797.11. *Mod. coll.* 1. 12. 1.

consido. quae (apes) in arbore nostra conserunt *Gai.* 487.25.

consignatio. sine litterarum consignatione res gesta veritate factum suum praebet *Call.* 649.25. sine consignatione falsum facere *Paul.* 827.35. *Marcian.* 823.6.

consigno. instrumenta dotalia *Scaev. (test.)* 119,14. *legem (venditionis) Ulp.* 548,33. pecuniam *Paul.* 459,13 *Ierm.* 695,33. substitutiones *Gai.* 11, 181 (*del. Mo.*). utrumque genus substitutionis in inferioribus tabulis *Gai.* 11, 181. tabulas inferiores proprio lino proprieque cera *Gai.* 11, 181. tabulas (dotis) *Scaev.* 714,13. nunc testamentum pluribus exemplis *Flor.* 818,33. testamenta falsa *Ulp. coll.* 8, 7, 1 (*om. Dig. loc. gem.* 825,13). testationes *Ulp.* 848,13.

consiliarius. consiliari (consiliario *Brenem.*) eo tempore quo adsidet negotia tractare in suum auditorium nullo modo concessum est *Paul.* 39,26. in consilium Menandri Arrii persona est indultum *Ulp.* 129,36.

consilium. bonum, callidum, commune, consultum, exactum, firmum, fragile, fraudulentum, humanum, infirmum, malignum, malum, maximum, novum, optimum, pensum, privatum, proprium, prudens, publicum, salubre, verum. v. s. *his verbis.* — **I. Communis plurium deliberatio.** si... creditores privato consilio coercent *Ulp.* 559,34. puniuntur consilia, ut coniurationes *Claud. Sat.* 849,36. malo consilio cum tutore habito *Pap.* 718,13. consilium publicis interesse *Ulp.* 79,31. communi consilio plurium factum *Ulp.* 608,33. —

II. Ei ipsi, qui consilio intersunt. in consilium principum assumptus *Pap.* 790,33. cum esset in consilio consulis *Cels.* 42,33. in consilium censoris rei publicae adsidere *Pap.* 39,33. consilium exercere non potest is, cui mandator (iurisdicatio a praeside) *Ulp.* 38,33. qui ex senatus consulto consilii (ex sententia consilii *Hotom.*) causam examinat *Ulp.* 28,6. ~ ob sententiam in senatu consiliove publico dicendam *Ven.* 830,36. consilii publici gratia conscribi *Pomp.* 955,33. consilio Baeticae rescriptis (Hadriano) *Ulp.* 787,33 (concilio *coll.* 11, 7, 1 *loc. gem.*). — *Specialiter de his, apud quos causa manumittendi minoribus probanda est:* de consilio adhibendo *Gai.* 1, 20 *R.* consilium adhibetur in urbe Roma etc. *Gai.* 1, 20. cf. *Paul.* 426,33. consilium exercere *Ulp.* (38,33). praebere *Iul.* 425,36. *Ulp.* 27,36. apud consilium causam probare vel adprobare *Gai.* 773,36. 1, 18. 38. 41. *Ulp.* 1, 12. 13. manumittere *Cels.* 427,13. *Iul.* 425,33. *Gai.* 1, 19. 20. *Scaev.* 441,3. *Paul.* 427,33. 432,7. in consilio adhibere *Ulp.* 1, 136. sine consilio manumittere *Iul.* 425,37. *Ulp.* 1, 12. —

III. Voluntas, animus, propositum. A. Publicum. consiliorum nostrorum renuntiatores *Paul.* 853,33. — **B. Privatum.** consilium et animus *Ulp.* 572,33. *Paul.* 890,13. consilium et eventus *Iul.* 564,3. *Pap.* 961,33. *Ulp.* 438,36. consilium,

exitus *Call.* 877,3. consilium, non factum *Paul.* 41,11. 616,7. (938,10). V, 23, 3 = *coll.* 1, 7, 1. cf. *Claud. Sat.* (849,33). — **1) Nom.** consilium non frustra fuit *Dio. Fr. Ulp.* 842,13. est fragile et infirmum huiusmodi aetatis et multis captionibus suppositum *Ulp.* 125,33. est *Ulp.* (438,36; fraudandorum creditorum). 547,37 (occultare se). certum esse debet testantis *Ulp.* XXII, 4. est unum *Paul.* (41,11). — **2) Accus.** consilium fraudandorum creditorum capere *Ed. Ulp.* 553,37 (*ex conf.*). cf. *Iul.* 471,4. *Ven.* 565,33. *Ulp.* 416,9. habere *Iul.* 416,33. 564,16. 13. *Scaev.* 435,13. inire *Iul.* 564,33. *Val.* 252,33. 33. *Ulp.* 562,34. *Paul.* 616,30. cf. *Ulp.* (438,36). ~ ceterum consilium amittere *Pap.* 587,31 (abstinendi). animadvertere *Scaev.* 849,16. capere *Iar.* 758,34 (furti faciendo). *Pap.* 810,36 (pietas paterni nominis c. pro liberis capiti). exigere *Iul.* (564,8). habere *Ner.* 598,33 (aquam ducendi). *Pap.* 420,36 (donatio mortis c. ac titulum habet). *Ulp.* 606,37 (fugae). 767,33 (turbae cogendae). *Paul.* (*Trib.* 1) 938,10. 13. inire *Pomp.* 706,3. *Ulp.* 149,10 (fraudis). 503,31 (furti). 735,2 (divortii). 802,33. 33. *Marcian.* 816,11 (turbae seditionis facienda). mutare *Pap.* 296,3. 961,33. *Ulp.* 306,13. mutato consilio *Ulp.* 606,3. 754,33. *Paul.* 663,33. 719,13. observare *Iul.* 471,3. participare *Pap.* 895,33 et 718,31 (fraudis). pati *Ulp.* 415,10 (plenius deliberandi). punire *Claud. Sat.* (849,33). *Gai.* 83,6. *Ulp.* 372,13. *Paul.* (V, 23, 3 = *coll.* 1, 7, 1). recipere *Ed. Ulp.* (553,37 *corr.*; *vid. sup. lin. 10*). retinere *Pomp.* 183,33 (habendi secum liberos). spectare *Gai.* 435,33. *Call.* (877,3). suscipere *Tryph.* 953,31 (fugiendi). *Ulp.* 606,26 (moriendi). tenere *Pap.* (887,34). poena vindicare *Paul.* V, 4, 8. ~ ad consilium manumittendi iustam causam habere *Iul.* 471,3. citra consilium donandi *Val.* 252,33. — **3) Genet.** consilii capax *Ulp.* 876,7. *Paul.* IV, 12, 7. ~ innocens *Mod.* 821,11. lubricum *Claud.* 651,13. nomen fugae est *Paul.* (616,7). — **4) Dativ.** consilio restitit *lex Marcell.* 542,9. — **5) Ablat.** consilio uti *Pomp.* 886,22. ~ consilio adiecta exhereditatio *Paul.* 337,17 (alio). amovere *Iul.* 752,33 (furandi). *Marcian.* 736,4 (divortii). colligere homines *Ulp.* 765,13 (praecedendo c.). delinquere *Mod. coll.* 1, 12, 1. facere *Ulp.* 760,7. (572,34; supprimendi). 608,33 (*gloss.* 1). *Paul.* 1, 9, 6 (consulto). *Mod.* 178,3. refracta arca *Paul.* 743,13 (eo, ut). relinquere patriam *Paul.* (890,13). revocare *Mod.* 619,19 (fraudis). vendere *Ulp.* 213,6. venire *Tryph.* 888,33 (eo, ut). verberare sorum *Ulp.* 768,3 (damni dandi). nti auxilio praetoriae iurisdictionis *Tryph.* 668,10 (optimo). ~ de consilio quaerere *Marcian.* 835,33. ex consilio

desideratur fraudis interpretatio *Pap.* (961, 39). sine consilio *Gai.* (*Trib. f.*) 435, 37 et 471, 38 (fraudis). *Ulp.* 607, 38 (fugae). —

IV. Prudentia, ratio, scientia. cuius (Appii Claudii) maximum consilium in duodecim tabulis scribendis fuit *Pomp.* 8, 1. fortuitos casus nullum humanum consilium providere potest *Ulp.* 922, 33. dictori sententiam consilium instruere *Sec. Ulp.* 841, 13. quam pater vero consilio prodigum credidit *Tryph.* 814, 11. (*cf. etiam Scaev.* 451, 37. *Ulp.* 769, 33. 916, 33). —

V. Auxilium suadendi. consilium vel auctoritas *Ulp.* 151, 22. nemo ex consilio obligatur *Gai.* 479, 23. *cf. Ulp.* 960, 1. puniuntur . . consilia, ut . . latronum conscientia quoque alios suadendo iuvisse sceleris est instar *Claud. Sat.* (849, 36). —

A. ops, consilium, opem consiliumve accomodare uxori res mariti subtrahenti *Ulp.* 749, 31. opem ferre vel consilium dare *Ulp.* 750, 33. opem consilium contractatori tulit *Ulp.* 745, 33. consilium vel opem ferre *Ulp.* 749, 31. opem aut consilium praestare *Jar.* 758, 34. \sim aliud factum est eius qui ope, aliud eius qui consilio furum facit *Paul.* 938, 2. furtum factum ope consilio *Gai.* III, 202. *Ulp.* 285, 24. 391, 18. 745, 36. 749, 31. 761, 33. *Paul.* 938, 2. ope tua consilioque *Ulp.* 750, 33. ope consiliove *Gai.* (*form.*) IV, 37 (*suppl.*). ope aut consilio *Paul.* II, 31, 10. \sim ope consilio dolo malo factum, ut vir feminam in adulterio deprehensi . . se redimerent *Scaev.* 808, 31. res videntur abesse *Ulp.* 343, 13. adversus imperatorem vel rempublicam alia mota sunt *Paul.* (*Lex Iul. f.*) V, 29, 1. d. m. provincia vel civitas hostibus prodita est *Herm.* 804, 14. ope consiliove factum esse (maledictum aut convicium) dicitur *Paul.* V, 4, 20. *cf.* opera consilio malo consilium initium erit *Ulp.* 802, 33. — **B. Loci ceteri.** 1) *Nomin.* magis consilium est quam mandatum *Gai.* 479, 24. consilium expedit *Gai.* 479, 26. intervenit *Gai.* 752, 11 (ad furtum faciendum). — 2) *Acc.* consilium admittere *Ulp.* 761, 34. dare *Alf.* 271, 31. *Ulp.* 341, 9. 442, 34. 745, 37. 749, 33. 870, 13. *Paul.* 782, 13. II, 31, 33 (fugae). exprimunt verba *Ulp.* 74, 3. impetire *Ulp.* 174, 17. participare cum aliquo *Dir. Fr.* *Paul.* 921, 33. suggerere *Ulp.* 740, 19. \sim citra consilium *Paul.* 616, 9. — 3) *Genet.* consilii non fraudulentum nulla obligatio est *Ulp.* (960, 1). consilii obtentu derogare iuri *Pap.* 60, 33. — 4) *Dat.* consilio esse, ut crimen (adulterii) redimeretur *Macer* 813, 33. — 5) *Ablat.* consilio instruere *Ulp.* 749, 31. iuvare hostes populi Romani adversus rem publicam *Ulp.* 802, 33. regere *Ulp.* 483, 17. 756, 9. tueri *Iul.* 812, 33. usui esse *Paul.*

890, 37. \sim consilio amovere *Scaev.* 451, 37 (c. et fraude). circumscribi *Ulp.* 120, 27. damnum dare *Paul.* 344, 3. deuegata est bon. possessio *Pap.* 315, 13 (consilio Neratii Prisci et Aristonis). discutitur lis *Ulp.* (151, 22). geri tutelam mandavit pater, scil. consilio matris *Ulp.* 761, 7. initum est consilium *Ulp.* (862, 33). instituta est actio *Paul.* V, 12, 4 (c. tutoris aut curatoris). obiri *Ulp.* 916, 33. perficere coeptam litem *Ulp.* 760, 13 (c. curatorum). suppressi naufragi *Ulp.* 769, 33 (fraude aut c.). \sim cum consilio scientia domini *Paul.* 297, 22. \sim ex consilio tutorum patris mortem exequi *Pap.* 796, 34. ex consilio Labeonis Officii Cascellii Trebatii heredem fecit *Iav.* 857, 20. *cf. Ulp.* 719, 33. *Gai.* (479, 25).

consimilis. *Ulp.* 152, 30.

consisto. I. *Versari, commorari.* locus quo volgo iter fiet vel in quo consistetur *Ed. Ulp.* 293, 37. 295, 33. 296, 6. ne per fundum tuum eas aut ibi consistas *Pomp.* 251, 34. *cf. Pap.* 904, 21 (in alienae civitatis finibus). *Ulp.* 82, 33. 167, 16 (si quo constitit). 336, 24 (ubi). *eat.* 232 (in urbe). *Sec. et Carac. Paul.* *eat.* 247 (in Italia). *Marcian.* 839, 36 (ubi). \sim qui praevaricator ex utraque parte constitit, quoniam immo ex adversa *Ulp.* 83, 2. *ferre* = 788, 33. — II. *Existere, esse, oriri.* personae in quoque gradu *Paul.* IV, 11, 2. plures eodem gradu *Paul.* coll. 16, 3, 17. heredes constituerunt (constituerunt *F.*) *Mod.* 968, 33. \sim consistit consuetudo *Ulp.* 266, 12. species eadem *Alf.* 174, 9. utilitas circa ipsam rem *Paul.* 552, 4. \sim cum affectus iniuriam facientis in hunc tamquam in patrem familiarem consistat *Paul.* 781, 33. — III. *Actione experiri.* adversus eum *Gai.* 477, 33. adversus possessorem *Marcian.* 583, 31. adversus dominos *Herm.* 171, 22. \sim cum aliquo *Gai.* IV, 183. cum debitoribus hereditariis *Pap.* 196, 6. cum adultero (constituerit *F.*) *Ulp.* 810, 13. cum domino *Marcian.* 422, 13. 824, 2. \sim in quo *Call.* 766, 24. — IV. *Compositum esse.* cetera ex quibus aedificium constitit *Paul.* 720, 3. \sim ex quibus particularis minimis constiteremus (constiteremus *edd.*) *Alf.* 174, 9. condicio ex mixtura *Call.* 196, 10. peculium ex eo, quod parsimonia sua quis paravit etc. *Flor.* 447, 4. — V. *Contineri.* a) *aliqua re.* pondere numero mensura *Paul.* 357, 10 (*corr. f.*). iure *Gai.* II, 14 (= 24, 33 ubi tamen in iure). omnium rerum nro genere obligatio *Gai.* III, 182. — b) *ex aliqua re.* furtum, iniuria ex adfectu *Gai.* III, 208. *Ulp.* 772, 13. obligationes ex verbis *Gai.* III, 170 (*suppl. ex Inst.*). species obligationis ex contracta *Gai.* III, 91. servitus ex foraminis *Pomp.* 256, 12. emptionis substantia ex pretio *Pap.* 524, 19. ususfructus ex fruendo *Ulp.* 234, 12 unde *rest. eat.*

59. — c) in aliqua re vel in aliquid. quae in iure consistunt *Pomp.* 613,43. *Gai.* 24,23 (= II, 14 ubi in deest). quod in faciendo aut non faciendo consistit (*om. F.*) stipulari *Ulp.* 661,33. quatenus cuius intersit, in facto, non in iure consistit *Paul.* 958,33. ~ accessiones possessionis in aequitate *Scaev.* 630,3. aestimatio in arbitrio *Paul.* I, 13ⁿ, 3. condicio *Marcell.* 712,5 et *Paul.* 191,33 (in facto). *Ulp.* 460,33 (in danda pecunia). *Paul.* 448,46 (in dando an in faciendo an in aliquo casu). disceptatio in factum *Paul.* 106,36. fideicommissum magis in quantitate quam in corpore *Paul.* 65,3. fructus *Gai.* 242,36 (hominis in operis). *Pap.* 259,16 (praedii in pecore). imperium in danda bon. possessione *Ulp.* 40,12. ius civile in sola prudentium interpretatione *Pomp.* 5,11. publicum ius in sacris, in sacerdotibus, in magistratibus constituit (constitit *det.*) *Ulp.* 1,17. totum ius constituit (constitit *det.* B) aut in acquirendo aut in conservando aut in minuendo *Ulp.* 14,21. 20 ius fideicommissi non in vindicatione, sed in petitione *Paul.* IV, 1, 18. legatum in facto potius quam in iure *Mod.* 140,4. mutui datio in his rebus quae etc. *Gai.* 639,43. *Paul.* 357,16. officium regentis non tantum in danda (*corr.*), sed etiam in observanda disciplina *Maecr.* 896,3. opera in actu *Paul.* 242,20. operae quae in pecuniae praestatione *Ulp.* 321,33. patria potestas in pietate, non atrocitate *Marcian.* 822,3. pretium in numerata pecunia, in alia re *Gai.* III, 141. 141. probatio(nes) *Anton.* et *Ver. Scaev.* 649,1 (in affirmatione testium; consulerent *F*¹, consisterent *F*²). *Paul.* V, 11, 2 (non tam in iure quam in facto). proprietates operarum et in edentis persona et in eius cui eduntur *Ulp.* 322,18. quaestio in eo, an *Iav.* 516,33. quaestus fundi in venationibus *Paul.* 131,33 = III, 6, 45. res *Ulp.* (*Trib.*?) 239,36 (in abusu). *Paul.* III, 6, 11 (in iure). servitutes praediorum in solo, in superficie *Paul.* 250,3. 255,10. societas in consensu *Pomp.* 648,18. stipulationum quaedam in dando, quaedam in faciendo *Paul.* 650,3. obligationum substantia non in eo ut *Paul.* 641,1. quaestionis summa in facto *Mod.* 647,33. constituit (constitit *det.*) usufructus non tantum in fundo et aedibus, verum etiam in servis et iumentis ceterisque rebus *Gai.* 216,13. usufr. in iure, non in parte *Pap.* 52,33. cautionis utilitas in conditionibus *Ulp.* 183,1. — d) nec intra has solum species constitutio huius generis auxilium *Marcell.* 113,1. — VI. *Perfici, effectum habere, valere.* utrum venditio consistat an nihil actum sit *Iav.* 523,3. ea, quae constituerunt, resolvuntur, cum in eum casum reciderunt, a quo non potuissent consistere *Marcell.* 666,13. 13. quod con-

sistere intellegitur *Iul.* 262,1. non constituit quod datur *Pap.* 53,3. cetera in persona heredis *Ulp.* 460,33. id in partem debiti *Ulp.* 723,3. quae codicillis dantur *Paul.* 905,14. nihil ex testamento *Paul.* 854,1. ~ neque pignus neque depositum neque precarium neque emptio neque locatio rei suae consistere potest *Ulp.* 959,43. actio *Gai.* IV, 78. ademptio (libertatis) sicut datio *Paul.* 168,37 (constitit). causa principalis *Paul.* 964,36 = 967,33. cognatio *Mod.* 352,7 (civilis per adoptionem). 8 (utroque iure). commodatum *Ulp.* 401,12 et 11 (constitit). locatio et conductio *Gai.* 559,4 (constitit). origo contractus *Paul.* 133,23 (ita constitit, ut infirmanda sit). creditum *Paul.* 357,21. datum *Scaev.* 905,43. depositum *Tryph.* 478,7 (ex iure gentium). *Ulp.* (959,43). ante nuptias donatio facta iure *Mod.* 704,36. emptio *Iav.* 521,13 (suae rei). *Pomp.* 536,16. *Ulp.* (959,43). fideicommissum *Scaev.* 84,7 (constitit). 8. 164,34 (constitit). *Pap.* 56,33. institutio *Iul.* 841,21 (constitit). *Gai.* II, 123 (constitit). 187 (constitit *edd.*; constitit C). *Flor.* 843,31 (constitit). *Ulp.* XXII, 12. iudicia, iudicium *Gai.* IV, 103. *Pap.* 796,34 (constitisset). *Sev. Ulp. coll.* 12, 7, 6. *Ulp.* 165,46. *Paul.* 368,33. *Marcian.* 831,3 (constitit). iura consanguinitatis per in manum conventionem *Gai.* III, 24 (constituerit). legatum *Marcian.* 197,3 (constitit). *Pap.* 52,18. 180,13. 181,1 (constitisset). *Ulp.* 7,18 (constitit). 8,1,1 (constitit). 9,33. 10,19 (constitit). 12,11 (constitit). 17, 20,1. *Paul.* 849,44 (constitit). 905,12 (constitit). 62,3 (constitit). 15 (constitit). 120,16. 211,31. causa legati *Ulp.* 26,13 (constitisset). onus legatorum *Afr.* 290,33. cf. *Pomp.* 2,17. locatio *Gai.* (559,4). *Ulp.* (959,43). mandatum *Ner.* 491,10. *Cels.* 494,2. *Gai.* III, 155. *Paul.* 486,33 (constitit). mandati obligatio *Iul.* 490,13. *Paul.* 479,3 (consensu contrahentium). 486,31. matrimonium *Ulp.* 19,23. 23. 668,27. nuptiae *Gai.* 664,33. I, 61. *Paul.* 657,30. obligatio *Iul.* 648,33 (constitit). *Gai.* 488,29 (constitit). 641,13 (re). 13 (re, verbis, consensu). III, 131. 156. (182). *Marcell.* 713,3 (constitisset). *Pap.* 644,37 (propriis viribus). 678,33. *Ulp.* 584,7 (naturalis). *Paul.* 92,19. 654,13. 672,43 (constitit). cf. *Mod.* 647,33 (nuto solo). ea in obligatione *Ulp.* 461,13. cf. mandatum. pignus *Ulp.* (959,43). possessio *Pap.* 142,33 (constitit). praecceptionum portiones *Pap.* 56,36 (constituerunt). precario possessio *Gai.* 613,36 (constitit; *corr.*?). precarii rogatio *Ulp.* 611,33 (constitit). precarium *Ulp.* 612,31. 31. 34. (959,43). promissio *Iav.* 667,33. servitus *Iav.* 260,23 (constitit). 264,21. 274,36. *Pomp.* (256,43). *Paul.* 265,22. societas *Gai.* III, 154 (naturali ratione). solutio *Mar-*

cell. (713,3). *Ulp.* (682,4). *stipulatio Iac.* 667,13. *Ulp.* 681,33. 682,1 et 2 (constitit). *a. venditio Iac.* (523,9). *Iul.* 534,31. *Paul.* 484,13. 13 (constitit). *cognatorum vita (vinculum Mo.). Mod.* 352,1. *usufructus Gai.* 216,16 (constitit; *corr.*?). — *Locus corruptus: Gai.* 613,36.

consobrina. heres ex asse erat instituta *Iul.* 239,36. mortua *Iul.* 239,36. defuncta vivo testatore *Pap.* 864,22. *consobrinam duxit uxorem Marcell. (test.)* 864,14. 16. *Pap. (test.)* 864,21. ad solam consobrinam bona perventura *Pap.* 61,14. quod apud vel penes consobrinam remansit *Iul.* 239,36. 36. 36. 36. *consobrinae suae dari voluit praedia Pap.* 124,31. Antoninum Augustum Iuliae Mamaeae consobrinae suae indulsisse *Ulp.* 27,32. — *ceteros locos vid. s. consobrinus.*

consobrinus. I. quarto gradu sunt. . consobrinus consobrinaeque id est qui quaeve ex duobus sororibus nascuntur *Gai.* 351,14. 14. *cf. Paul.* 355,34. 34. 34. 34. IV, 11, 4. sed fere vulgus eos omnes (*scil.* fratres patruales, sorores patruales, amiternos, amiternas) communi appellatione consobrinus vocant *Gai.* 351,14. *cf. Ill.* 10 = *coll.* 16, 2, 10. *Paul.* 355,36. *avunculi et matertera filius filia Paul.* IV, 11, 4. 4. sororum fratrumque meorum nepotes neptesque item mei inter se consobriini sunt *Paul.* 356,1. *in quinto gradu sunt patris consobrinus consobrina Ulp.* 351,34. 34. patris vel matris consobrinus consobrina *Paul.* 357,3. 3. 12. 12. 14. 14. 14. 14. 14. 14. consobrinus consobrinae filius filia *Gai.* 351,36. 36. *Paul.* 357,13. 13. 13. 13. 13. 13. IV, 11, 5, 5. *consobrinus consobrinae nepos neptis Gai.* 351,36. 36. *Paul.* 359,23. IV, 11, 6. 6. *avo aviae, fratribus et sororibus (utrisque) eorum consobrinus consobrinae Paul.* 358,36. 36. qui ex consobrinis propagantur *Gai.* 351,31. propioris sobrii filius filia qui consobrinus (sobrii *Contius*) appellantur *Paul.* IV, 11, 6. *consobrinus gradu: consobrinorum nepotes neptesque Paul.* 362,3. proavi proaviaeque consobrinus, consobrinae *Paul.* 361,13. 362,3. consobrinus (sobrii *Contius*) filii filiaeque *Paul.* IV, 11, 7. — II. si quis . . consobrinum consobrinam occiderit *Marcian. (Lex Pompeia)* 821,36. 36. *cf. 822,3. consobrinus suae consobrinae centum aureos spopondit Ulp.* 632,13.

consocer. qui propter matrimonium donare prohibentur, ut puta . . consocer consocero qui copulatos matrimonio in potestate habent *Ulp.* 708,12. 12. *cf. 30. 31. 31.*

consolidatio. usufructus *Ulp.* 232,23 = *rat.* 83.

consolido. consolidatur usufructus cum proprietate *Tryph.* 685,16. apud aliquem *Ulp.* 232,22. 22 = *rat.* 83. 83. 233,3.

consono. hoc consonat contractui bonae fidei *Scaev.* 557,3. *rescripto Ulp.* 134,13. cui consonat *rescriptum Gai.* 197,33. non semper consonans est per omnia referri iusiurandum *Ulp. (Trib.)* 371,7.

conсорorinus. *Gai.* 351,13. *Paul.* 355,36.

consors. fratres consortes *Paul.* 791,14.

consortio. cum debitor pretium pignoris consortioni (sorti omni *det.*) subiecerit *Paul.* 718,32. **consortium.** inter fratres voluntarium initium *Ulp. (Pap.)* 504,25. omnis vitae (*scil.* nuptiae) *Mod.* 657,29. collationis *Herm.* 421,10.

conspectus. conspectum (aedium) aufert medius mons *Paul.* 257,1. *conspectu detererit Call.* 852,33. *conspectu esse Gai.* 487,31.

fere = II, 67. 487,33. *Ulp.* 653,31. habere *Paul.* 258,2. ponere *Iac.* 714,13. *conspectu hoc fecit (scil.* manus sibi intulit) *Ulp.* 897,27 (servorum). fit iniuria *Ulp.* 774,36. 36. *conspectu innumbratae quietis constitutus Cels.* 509,36.

conspectio. si aditum ad se praestit aut ex publico conspiciatur, recte in ius vocari *Paul. (Iul.)* 46,21.

conspiratio. conspirationem delere *Call.* 802,3. *conspiratione adversariorum corrupti pecunia testes Call.* 540,36. oppressus *Hadr.* *Call.* 540,36. *conspiratione cum aliis de carcere eruperunt Ulp.* 790,13.

conspiro. libertus cum inimicis adversus dominum *Ulp.* 29,22. multi milites in aliquod flagitium *Mod.* 893,33. ut carcere evadant *Call.* 802,7.

constans. I. *Positius.* constantem esse (*scil.* servum) adfirmare *Gai.* 607,32. 32. constantis et recti iudicis *Call.* 37,20. iustitia esse constans et perpetua voluntas ius suum quicque tribuendi *Ulp.* 2,32. — II. *Superlat.* qui (metus) in homine constantissimo cadat *Gai.* 113,32.

constanter. decreverunt veteres *Gai.* 839,13 (satis c.). dicemus *Ulp.* 71,4. *constantius defendendum Ulp. (Scaev.)* 897,1. dicitur *Mod.* 672,36.

constantia. exacta, maior, religiosa *vid. s. h. cerb.* — constantia efficit *Ulp.* 77,1 (praesidii provinciae). *consuetudo desideratur (a servo empto) quasi a philosopho Gai.* 607,36. extinguitur *Ulp.* 74,17 (debiti; substantia *Bartolus*). *consuetudo defendere causam Ulp.* 305,36. dicere *Char.* 843,31.

constituo. I. componere, collocare, ponere. paria mularum *Ulp.* 615,26. *consuetudinem in area Paul.* III, 6, 21. domicilium *Ulp.* 902,31. 906,32. 911,31. hortos in aedificiis *Ulp.* 950,32. insulam novam *Scaev.* 125,3. moenia *Pomp.* 955,3. ripam *Scaev.* 558,4. rivos in publico sive in privato *Ulp.*

600,10. ~ septem cohortes oportunis locis *Paul.* 31,12. actorem vel colonum ex alio fundo in eodem *Paul.* III, 6, 48. mancipia in praediis *Mod.* 586,34. in urbanis servis *Marcian.* 952,8. priorem creditorem secundo loco *Marcian.* 593,9. se ipsum in causa *Iul.* 137,16. — *aliquid* non in rei persecutione, sed in sola vindicta *Pap.* 787,13. in servi unius questione fidem rei *Ulp.* 840,38. —

II. Publica auctoritate introducere, condere.

A. Generaliter. constitutum est = placuit, *iuris est, constat.* cum hoc sit constitutum et sit *iuris Ulp.* 873,4. non enim constitutum est in hoc, quod in homine libero qui bona fide servit placuit *Pap.* 525,35. rationes eorum, quae constituuntur, inquiri non oportet *Ner.* 13,5. de his, quae primo constituntur, aut interpretatione aut constitutione optimi principis certius statuendum est *Iul.* 12,15. in his, quae contra rationem iuris constituta sunt, non possumus sequi regulam iuris *Iul.* 12,28. non omnium, quae a maioribus constituta sunt, ratio reddi potest *Iul.* 13,4. ius singulare est, quod contra tenorem rationis propter aliquam utilitatem auctoritate constituentium introductum est *Paul.* 12,30. quae semel utiliter constituta sunt, durent *Paul.* 262,34. aliquid, hoc, id, quod, ut constitutum est *sim. Pomp. (Trib.?)* 523,28. *Gai.* I, 70. *Marcell.* 243,13. *Pap.* 434,13. 717,3. 923,18 (non ita pridem). *Ulp.* 59,29. 85,13 (ut et c. est et responsum). 112,20 (saepissime). 160,15 (graviter adversus eos). 349,37 (saepissime). 401,40. 432,16 (saep.). 484,26. 641,13. 828,27 (saepissime). 80. 444,10 et 562,37 (saepissime). 881,17. 96. 927,34. *Paul.* 106,36. 659,10. 797,37. *not. ad Iul.* 416,17. 884,33. *Marcian.* 880,8. *Macer* 865,11. *Mod.* 520,35. ea constituta sunt *Gai.* I, 192. *sim. Flor.* 334,35. *Ulp. (Trib.?)* 443,8. ~ *sequitur Acc. c. Inf.: Alf.* 951,11. *Ner.* 525,8. *Iul.* 821,15 (regula iuris). *Gai.* 710,34 (iure civile). *Pap.* 204,38. 814,13. *Call.* 920,8 (plurifariam). *Hadri. Ulp.* (820,12). *Sev. et Anton.* *Ulp.* 703,7 (generaliter). *Ulp.* 110,12. 144,33 (saepissime). 181,21. 903,23 (saepissime rescriptum et c. est). 429,12. 444,39. 810,3. 841,4. 860,34. *Marcian.* 455,17. *Macer* 39,2 (in haec verba). 543,35 (saep.). *Mod.* 808,8. 851,3. *Char.* 843,36. *Herm.* 424,39 (saep.). 630,4 (specialiter). ~ *sequitur ut:* *Afr.* 570,11. *Marcell.* 664,23 (proxime). *Pap.* 476,17. (923,18). *Ulp.* 11,13. 913,31. 927,32. *Paul.* 116,31. 65,3. *Marcian.* 395,3. *Macer* 849,2. *Herm.* 884,1 (saep.). ~ *sequitur ne:* *Hadri. Ulp.* 820,12. *Ulp.* 739,16. (873,1). — constituebatur *Gai.* II, 16. ita constitui publice interfit *Pap.* 525,33. idem constitui oportere *Ulp.* 160,31. constitutum est *Marcian.* 251,36 (ex similitudine iuris

civillis vel honorarii). *Marcell.* 243,13. *Ulp. cat.* 197 (ut). *Paul.* 131,9 (nihil novi). — **B. Quis constituit vel a quo vel per quem constituitur quid (ius, actio, modus, tempus etc.).** naturalis ratio *Gai.* 2, 30 = I, 1. natura *Flor.* 2, 1. ~ necessitas *Mod.* 14,20. ~ ius *Pomp.* 598,19. ~ mores *Iul.* 13,35. mores leges *Paul.* 590,3. ~ populus *Pomp.* 6,10. *Gai.* 2,28 = I, 1, 1, 3. ~ plebs *Pomp.* 4,31. *Gai.* I, 3. ut inter plebis scita et legem species constituendi interesset *Pomp.* 4,33. ~ lex *Lab.* 956,30. *Iul.* 891,16. *Pomp.* 5,10 (iure id est lege). *Gai.* 536,31. I, 40. 42. II, 208. III, 57. 122. 192. 210. 217. 217. IV, 19. 23. 37. 76. *Marcian.* 208,31. *Call.* 792,18. *Ulp. pr. 2. Paul.* 200,38. V, 4, 8. *Cornelius Sulla Pomp.* 7,15. *Caesar Pomp.* 7,17. ~ senatus *Pomp.* 5,7. 13. *Iul.* 177,8. *Gai.* I, 4. 88. II, 287. *Ven.* 301,13. *Ulp.* XII, 2. XXIV, 28. *Paul.* 521,31. ~ praetor, edictum *Pomp.* 5,5. *Afr.* 394,12. *Ven.* 614,34. *Gai.* III, 189. (IV, 76). *Ulp.* 742,32. ~ omnes *Marcell.* 354,31. veteres *Paul.* 665,11. iura constituentes *Pomp.* 943,33. *cf. Ner.* 462,38. ~ principes *Pomp.* 5,9. 13. 96,3 (ut). *Pap.* 434,13 (a. c. i.). 917,30 (a. c. i.). decreto principali *Marcian.* 39,15. Idem principes (i. e. *Pius*) *Paul.* 856,34. principes *Pap.* 790,32 (a. c. i.). *Tryph.* 108,7. 9. imperator *Gai.* I, 5 (decreto vel edicto vel epistula). *Pap.* 243,43 (a. c. i.). imperator noster *Ulp.* 378,5 (a. c. i.). 409,5 (a. c. i.). 370,8. 537,31 (a. c. i.). imperator noster cum (divo) patre *Ulp.* 796,39 (a. c. i.). 795,33 (a. c. i.). *Paul.* 469,34. imperatores nostri *Ulp. cat.* 147 (ne). *Augustus Pomp.* 7,18. 10,29 (ut). *Ulp.* 840,17 (a. c. i.). XX, 10 (ut). *Tiberius Pomp.* 842,5. *Nero Gai.* I, 33 (ut). *Traianus Gai.* I, 34 (ut). III, 72. *Paul.* 901,5 (sub divo Traiano constitutum est; a. c. i.). 527,36. *Hadrianus Saturn.* 484,38 (a. c. i.). *Gai.* I, 73 (in aliquo rescripto). *Mauric.* (50,16). *Call.* 852,33 (edicto). *Tryph.* 900,31 (a. c. i.). *Ulp.* 336,32. 434,26. 700,12. 903,5 (a. c. i.). 144,33 (ut). 690,40 (*gloss.?*). *Paul.* 828,3. 872,22. *Marcian.* 407,11 (a. c. i.). 485,31. *Pius Flor.* 492,38. *Pap.* 887,21. *Ulp.* 796,30 (a. c. i.). 7,31. *Paul.* 106,10 (a. c. i.). 146,12. 540,40. (856,50). *Marcian.* 220,36. *Mod.* 851,38 (a. c. i.). 928,17 (a. c. i.). *Herm.* 291,1 (a. c. i.). *Antoninus Pomp.* 464,10 (a. c. i.). 929,33. *Mauric.* 50,13. *Marcell.* 832,36. divi fratres *Call.* 877,33 (ut). *Marcian.* 793,3. *Marcus Scaev.* (*Trib.?* *gloss.?*) 83,36. *Claud. not. ad Scaev.* 543,19 (in semenstribus; a. c. i.). *Ulp.* 759,11 (ut). 486,31 (a. c. i.). XXII, 34 (ut). *Severus Call.* 876,36 (ne). *Pap.* (917,30). *Ulp.* 468,7 (a. c. i.). 688,31 (a. c. i.). 445,9 (a. c. i.). 881,7 (a. c. i.). *cat.* 212. 317 (a. c. i.). *Macer* 883,4 (ut). *Severus et Au-*

tonius Tryph. 889, 22. Ulp. 11, 3 (a. c. i.). *Marcian.* 823, 18. 834, 27 (ne). *Mod.* 851, 11 (a. c. i.). 404, 27 (a. c. i.). *Antoninus Ulp.* 482, 11 (a. c. i.). 571, 13 (ut). *Coll.* 14, 3. *Lic. Ruf.* 710, 31 (ut). — praeses, curator, curia *Herm.* 405, 28. — C. *Constituere quid vel quem.* 1) *quid.* actionem, actiones *Gai.* 308, 20. 642, 13. 111, (122). 186. 187. (189. 210). 215. (217. 217). IV. (19. 23. 37). 72. (76). *Ulp.* (742, 22). *Paul.* 343, 27. (V. 4, 8). cognationem *Flor.* (2, 1). coitum quasi iustum *Gai.* (1, 88). ductum aquae *Pomp.* (598, 13). formam *Ulp.* 761, 4. gradus *Call.* (852, 25; poenarum). *Paul.* IV, 11, 8 (successionis). interdicta *Iac.* 252, 15. indicium publicum *Paul.* 156, 28. ius *Pomp.* 5, (5 honorarium). 6. *Iul.* (13, 25). *Clem.* 704, 25. *Gai.* (2, 28 = 1, 11, 208). *Ulp.* 468, 10 (idem iuris). *Paul.* (890, 8). *Mod.* (14, 20). *Herm.* 15, 12. constituto iure *Paul.* 733, 17. 463, 15. 17. iure constituto *Herm.* 198, 11. 13. de iure constituto pronuntiasset *Macer* 873, 28. iuria *Cels.* 12, 4. *Pomp.* (4, 31). 12, 1. (943, 28). *Gai.* (111, 57). *Ulp.* 12, 15. modum *Gai.* (1, 40 et 42; manumittendi). *Paul.* (200, 25; legatorum). nihil novi *Afr.* (394, 17). *Ven.* (614, 28). officium praefectorum praetoriorum *Char.* 28, 10. partem *Maecian.* (208, 21). *Paul.* (Trib.?) 315, 3. plebiscitum *Pomp.* 5, 12. poenam, poenas *Iul.* (177, 6). *Gai.* 902, 32. 111, (192). 223. IV, 111. *Scaev.* 808, 28. *Call.* (792, 18). *Ulp.* (pr. 2). *Paul.* (521, 31). quaestiones *Pomp.* (7, 15). res novas *Ulp.* 15, 1. vectigalia *Herm.* (405, 28). usucapionem *Ner.* 534, 17. *Gai.* II, 54. \sim tempus: dies constituti (fuit triginta?) *Gai.* 536, 28. 28. quattuor menses *Paul.* 792, 28. tempus *Proc.* 689, 22. 28. *Ven.* (901, 12; quinquennii). tempus constitutum *plerumque suspectum; videtur positum pro anno his locis: Iac.* 521, 28. *Pomp.* 534, 4. *Ven.* 630, 24. *Gai.* 302, 24. *Pap.* 717, 24. *Tryph.* 501, 13. 17. *Ulp.* 219, 10. pro bieunio: *Cels.* 272, 28. *Pomp.* 238, 7. 275, 21. *Gai.* 253, 5. 587, 30. *Pap.* 263, 15. *Paul.* 273, 29. 274, 1. 401, 27. pro triginta diebus *Marcell.* 628, 27. a compilatoribus additum: *Marcell.* 628, 28. *Pap.* 666, 29. *Ulp.* 872, 12. *Paul.* 886, 16. — 2) *aliquem.* aediles *Pomp.* 6, 6. 7, 1. (17). censores *Pomp.* 5, 30. consules *Pomp.* 5, 24. 6, 31. decemviri *Pomp.* 4, 2. 6, 13. 7, 7. iudicem *Paul.* 31, 28. magistratum maioris potestatis (i. e. dictatorum) *Pomp.* 5, 31. praefectum *Ulp.* 7, 23 (urbis). 25 (aeronae, vigilum). praetores *Pomp.* (7, 10). principem *Pomp.* 5, 2. quaestores *Pomp.* 6, 7. (10). quattuorviri *Pomp.* 7, 7 (om. F). quinquaviri *Pomp.* 7, 11. tribunos militares consulari potestate *Pomp.* 6, 28. tutores *Ulp.* (XII, 2). —

III. Publica auctoritate, velut iudicantis vel respondentis, decernere, dare. 'censere' est

constituere et praecipere *Iac.* 942, 28. A. *Generaliter.* *Ed. Ulp.* 741, 31. *Alf.* 91, 16 (ut). *Cels.* 207, 24 (varie ex personis causisque). (Trib.?) 29 (ut). 801, 28. 941, 24. *Iul.* (Trib.?) 292, 7. 7. 8. 752, 24. *Pomp.* 4, 31. 290, 27. 838, 10 (a. c. i.). 651, 27. *Afr.* 303, 7. *Gai.* 111, 224. *Marcell.* 212, 11 (dure). (243, 13. 13). 763, 3 (severius). *Hadri.* *Ulp.* coll. 1, 6, 3 (e re). *Pius Ulp.* 190, 11. *Die.* *Fr. Ulp.* 481, 13. 928, 5 (a. c. i.). *Rescr. Ulp.* 142, 20. *Ulp.* 745, 23 (a. c. i.). 794, 12. 805, 28. 197, 28 (extra ordinem; a. c. i.). 437, 40 (officio iudicis; a. c. i.). 617, 40 (ex genere causae). 686, 27 (a. c. i.). 803, 14. 870, 18. *Pius Paul.* 178, 18 (ex cuiusque persona condicione actate causa cognita). *Antoninus Paul.* 769, 37. *Paul.* 201, 28. 737, 28. 770, 7 (aut durius aut remissius quam causa postulabit). *vat.* 68. *Marcian.* 819, 5. (ex re). 849, 11 (aut durius aut remissius quam causa deponit). \sim in aliquem: *Call.* 802, 5 (amplius quam causa deponit). 829, 30 (pro mensura cuiusque delicti). *Marc. et Comm. Macer* 36, 24 (pro ut tibi levare vel onerari culpa eius videbitur). *Macer* 849, 3. — B. *quid.* actionem *Gai.* 430, 13. IV, 87. 171 (dupli ex quibusdam causis). *Marcell.* 113, 4 (famosam). 586, 29. 439, 28. 665, 18 (utilem). 25 *Tryph.* 285, 18. *Ulp.* 709, 7. *Paul.* 335, 18 (utilem ad exh.). alimenta *Ulp.* 57, 31. 738, 40. 535, 11. iudicium *Gai.* IV, 177 (contrarium). *Pap.* 420, 28. iudicium *Pap.* 634, 6 (usurarium ex more regionis). *Ulp.* 559, 13 (actori). pignus *Ulp.* 411, 22. 22. 25. 592, 16. poenam *Gai.* IV, 183. *Call.* 38, 5. *Ulp.* 345, 21. *Paul.* 850, 28. 28. praemium *Ulp.* 773, 18. pretium *Call.* 877, 16. *Tryph.* 889, 23. *Paul.* 214, 3. quaestiones plures ac varias apud diversos iudices *Pap.* 727, 28. quantitatem legatorum *Tryph.* 870, 2. salarium 925, 2. 2. usufructum *Gai.* 216, 27. *Paul.* *rat.* 47. 47. 48. \sim tempus *Gai.* II, 167. diem *Ulp.* (Trib.?) 381, 1. — C. *quem.* actorem *Die.* *Fr. Ulp.* 928, 4. *Ulp.* 45, 19. 942, 4. *Paul.* 764, 47 (decreto praetoris). 769, 2. *Mod.* 766, 16. arbitrium ad fideiussores probandos *Gai.* 50, 31. *Ulp.* 127, 28. curatorum *Iul.* 105, 27 (decreto ordinis). *Clem.* 681, 7. (Trib.?) 19. *Gai.* 812, 24. 28. IV, 85. *Scaev.* 137, 2. 715, 28. *Pap.* 767, 25. 45. 790, 28 (decreto praesidis ac praetoris). 199, 4. 923, 23. *Call.* 766, 22. 45 *Tryph.* 795, 22. *Ulp.* 132, 28 (decreto praetoris). 142, 2. 762, 19. 798, 9. 292, 10. 28. 303, 2. 13. 26. 307, 28. 308, 2. 18. 20. 549, 2. 558, 11. 23. 559, 2. 2. 11. 780, 27. 916, 24. XII, 1. 3. *Paul.* 769, 23. 552, 14. 558, 28. 904, 4. *Mod.* 756, 40. *Herm.* 911, 26. *auct. inc.* 274, 2. exactores tributorum *Paul.* 901, 31. honestissimum feminam *Ed. Ulp.* 741, 16. medicos *Ulp.* 924, 28. subcuratorem *Iul.* 105, 28. tutorem *Gai.* (IV, 85). *Pap.* 767, 18. (42). *Ulp.* 40, 6. 778, 10.

779, e. 7. 801, 17. XI, 1. *Paul.* 764, 3. ∞ dominum *Ulp.* 385, 31 (secundo decreto a praetore). 33. possessorum *Gai.* IV, 16. *Ulp.* 307, 17. 17. in possessione *Gai.* IV, 166. *Paul.* 555, 35. heredis loco *Iul.* 282, 41. —

IV. Privata auctoritate vel conventione instituere, condere, definire. ut Nerva amicus communis partes societatis constitueret *Proc.* 511, 21. cf. 21 (ut). 24. 21. 35 (ut). *Pomp.* 498, 32. **A.** Quid, viam actum ductum aquae *Gai.* 250, 19. aquam *Ulp.* 270, 31. *Paul.* 273, 36. causam *Pomp.* 612, 10 (novam precarii). *Ulp.* 697, 35 (ex praecedenti novam). condicionem heredi *Ulp.* 23, 15. locationem et conductionem *Gai.* III, 142. dissensionem perpetuam *Paul.* 715, 2. donationem mortis causa *Marcell.* 418, 31. dotem *Cels.* 680, 11. 86, 43. *Iul.* (Trib.) 677, 21. *Clem.* (Trib.) 681, 19. *Gai.* I, 178. 180. *Pap.* 512, 4. 10. 633, 15. 18. *Tryph.* 684, 32. *Ulp.* 669, 3. e. 27. 675, 18. 676, 24 (per acceptilationem). 27. 32. 717, 29. 562, 35. 37 (in fraudem creditorum). XI, 21. *Paul.* 477, 11. 662, 1. 676, 3 (acceptilatione). 9. 691, 37. *Mod.* 682, 1. dotis quantitatem *Pap.* 683, 16. nihil doti *Ulp.* 675, 19. dotalem fundum *Tryph.* 695, 30. dotale praedium *Ulp.* 717, 30. ductum aquae *Lab.* 272, 19. *Pomp.* (598, 12). *Gai.* (250, 19). *Pap.* 555, 11 (ex com.). electionem sibi *Ulp.* 661, 41. 43. fines novos *Paul.* 308, 9 (demonstratio adfinium constitui debet). fructum *Afr.* 263, 3 (servitutis). *Ulp.* 246, 3. iter *Iul.* 266, 19. *Gai.* (250, 19). *Ulp.* 267, 24. 575, 7. iter aquae *Lab.* (272, 19). iura (scil. servitutis) *Gai.* II, 31. ius aquae (ducendae) *Iul.* 271, 40. *Ulp.* 595, 22. ius viae *Cels.* 273, 19. mercedem *Iav.* 570, 31. *Gai.* 559, 13. 579, 16. 17. III, 143. 147. *Paul.* (not. ad *Lab.*) 422, 3. 763, 39 (praecceptoribus). negotium *Ulp.* 100, 19 (ratihabito constituet). fundorum nomina et domus *Pomp.* 5, 13. nuptias *Ed.* *Iul.* 82, 11. *Ulp.* 85, 11. obligationem *Ner.* 74, e. *Tryph.* 684, 15. *Ulp.* 63, 24. 532, 11. 650, 3. 722, 3. *Paul.* 574, 26 (nudo consensu). 641, 3. 646, 39. 38. pactum conventum *Paul.* 67, 3. peculium *Cels.* 438, 11. 14. *Pomp.* 437, 32. *Ulp.* 436, 26. 438, e. 17. pignus *Gai.* 255, 11. *Ulp.* 411, (32). 34 (testamento). (32). (592, 16). persecutionem pignoris *Pap.* 525, 10 (sola conventione). poenam *Marcan.* 422, 33. possessionem precario *Gai.* 613, 30 (consisti F¹). consisti F²). precarium *Pomp.* 612, 4. pretium *Ner.* 491, 1. *Ulp.* 519, 29. *Pomp.* 614, 14. 15. *Afr.* 613, 44. 614, 2. *Paul.* 208, 12. sacrum sibi privatim *Marcan.* 25, 19. salariam *Seacr.* 648, 36. *Pap.* 481, 9 (procuratori). 495, 29. sepulchra *Gai.* 349, 26. 27. servitutem *Lab.* 252, 10. *Cels.* 273, 3. *Afr.* 262, 11. *Pap.* 250, 12. 17 (iure). *Ulp.* 213, 12 (per traditionem vel per patientiam). 259, 17. 264, 8. 9. 269, 39

(per sententiam). 591, 34 (praetorio iure). 34 (ipso iure). 594, 1. 595, 33 (iure civili). *Paul.* 250, 23. 252, 30. 259, 26. 260, 2. 2. e. e. 262, 30. 104, 13 (iure). 107, 38. 402, 1. 4. 8. 519, 1 (constituebat usucapio). 675, 8. ut fructus in vicini villa cogantur coactique habeantur et pedamenta ad vineam ex vicini praedio sumantur *Ulp.* 259, 1. solcium *Call.* 766, 37. sponsalia *Ed.* *Iul.* (82, 11). *Ulp.* 85, 6. e. 7. 7. (11). 656, 10 (nudus consensu). 16. 657, 29. testamentum *Pap.* 314, 8 (nuda voluntate). tutelae *Pomp.* 943, 34. viam *Cels.* 273, 14. 17. *Afr.* 626, 31. 31. 32. *Gai.* (250, 19). *Paul.* 261, 28. 263, 32. usum *Gai.* 216, 17. 243, 4. 4. *Ulp.* 243, 29. 246, 3. 4. usum sine fructu *Ulp.* 723, 1 (corr.). usumfructum vel usum *Pomp.* 246, 31. *Ulp.* 586, 33. usumfructum *Ner.* 229, 19. *Afr.* 226, 18. 626, 38. *Gai.* 216, 10. 12. 29. 250, 19. 11. 32. 32 (per in iure cessionem). 33 (per mancipationem). *Val.* 148, 13. *Marcell.* 728, 19. *Pap.* 216, 31. *Tryph.* 684, 39. 685, 3. *Ulp.* 222, 3. 224, 11. 232, 2. 4. 9. — *rat.* 77. 77. 78. 234, 30. — *rat.* 60. 234, 29. 33. — *rat.* 61. 61 (iure an tuitione praetoris). 235, 1 unde *rest.* *rat.* 62. 235, 6. — *rat.* 63. 240, 30. 241, 4. 247, 31. 32. 366, 30. 586, 38. 591, 31 (quasi usumfructum sive usum). *rat.* 82 (suppl.). 82. 82. 85. *Paul.* 108, 8. 587, 13. III, 6. 17. *rat.* 52. 52. 52. *Herm.* 500, 51. non trientes in usufructu, sed semisses *Paul.* 110, 51. — *tempus*: diem *Alf.* 160, 3 (compromisso). *Lab.* 422, 2. *Iav.* 244, 35 (fideicommissi). — **B. quem.** 1) actorem *Pap.* 106, 10. *Paul.* 98, 3. adiutorem tutelae *Pomp.* 747, 6. 7. cognitorem *Auct. inc. rat.* 317. curatorem *Mod.* 789, 2. procuratorem *Cels.* 715, 3. *Gai.* IV, 84 (ex solo mandato). *Marcell.* 244, 4. *Ulp.* 86, 23. *Auct. inc. rat.* 317. 317 (apud acta). *Paul.* 379, 39. tutorem *vid. s. III C. pap.* 948, 52. — 2) debitorem *Afr.* 135, 33. 33. *Seacr.* 72, 19. *Ulp.* 73, 4. 455, 12. *Paul.* 711, 31. reum, ream *Pap.* 46, e. *Ulp.* 117, 1. *Paul.* 459, 9 (pro se mulierem ream). duos reos stipulandi vel promittendi *Cels.* 40, 33. *Iul.* 678, 3. 5. 19. *Ven.* 679, 11. *Gai.* 679, 30. *Ulp.* 677, 31. *Paul.* 381, 14. *Mod.* 692, 13. 37. 677, 31. cf. ut solidum alter petere possit *Paul.* 68, 11. — 3) te suo loco (scil. heres fideicommissarius). *Cels.* 228, 13. plures heredes constitui *Ulp.* 446, 13. —

V. De pecunia constituta. **A. Absolute dictum.** *Ulp.* 396, 31. 31. 32. 32. 398, 36. 32. 399, 9. *Paul.* 399, 30. 657, 18. qui constituit *Ed.* *Ulp.* 398, 35. *Ulp.* 398, 31. 21. 400, 25 (recepti *Ulp.* 1). 455, 28. pupillus sine tutoris auctoritate constituendo non obligatur *Ulp.* 396, 30. constituendo tueri *Ulp.* 396, 40. 397, e. 9. 21. 399, 30. *Paul.* 400, 30. constituens tenetur *Ulp.* 396, 31. 397, 29. constituero (*fuiste recipere?*) pro alio *Gai.* 400, 38. *Ulp.* 400, 24.

certo loco et tempore *Ulp.* 398,32. ubi *Gai.* 165,31. eo tempore *Ulp.* 399,13. in diem *Paul.* 399,1. siue die *Paul.* 399,23. sub conditione *Paul.* 399,22. debitore praesente, absente, invito *Ulp.* 400,22. 22 (recipere *Ulp.*?). — **B.** *Sequitur Acc. c. Inf.* 5 se soluturum *Gai.* 400,31 (recepti *Gai.*?). *Iul.* 397,1. *Ulp.* 397,12. 16. 16. 26. 26. 26. 398,10. 19. 399,13. *Paul.* 397,13. 40. 398,1. 18. 399,22. 25. *Paul.* 711,5. 11, 2, 1. alium soluturum *Ulp.* 397,31. hominem datum se *Iul.* 400,1. se satisdaturum *Paul.* 399,22. certam personam fideiussuram pro se *Ulp.* 398,22. se pignus daturum *Ulp.* 398,20. solvi *Pap.* 923,31. *Ulp.* 60,15 (recepti *Ulp.*?). 397,31. 33. *Herm.* 413,31. — **C.** *Quid.* 1) pecuniam (debitam) *Ed. Ulp.* 396,28. 399,3. *Ulp.* 397,3. 398,11. *Paul.* 400,31. 31 in constitutum pecuniam dare reum credendi *Paul.* 92,26. post constitutum pec. *Paul.* 399,35. 31 pecuniam constitutae actio *Paul.* 399,37. 400,31. 11, 2, 1. *Herm.* 413,31. causa et origo *Herm.* 413,31. partis dimidia (sponsio) *Gai.* IV, 171. 31 de (pecunia) constituta *ff.* 396,25. *Paul.* 11, 2 *ff.* actio *Scaev.* 400,19. 40. *Ulp.* 397,19. *Paul.* 711,5. agere *Pap.* 400,13. conveniri *Scaev.* 400,39. *Ulp.* 371,22. experiri *Ulp.* 396,3. iusiurandum *Ulp.* 371,22 (deferre). *Paul.* 368,2 (exigere). sponsonem facere *Gai.* IV, 171. teneri *Iul.* 397,2. 400,1. *Marcell.* 400,3. *Ulp.* 396,20. 397,21. — **2)** quod constitutum, constitutum est *sim. Ed. Ulp.* 398,26. 20. *Pap.* 400,11. *Ulp.* 397,19. 398,3. 455,30. constituere aliud quam quod debetur *Ulp.* 396,34. aliud pro debito *Ulp.* 396,35. alterum *Pap.* 400,10. plus *Ulp.* 396,43. 397,3 (quam facere poterat ex dote). debitum *Ulp.* 396,37. 397,4. quod ante legationem debuit *Gai.* 165,30. *sim. Ulp.* 397,3. 17. 455,36. *Paul.* 399,23. decem et Stichum *Paul.* 398,15 (recipiat *Paul.*?). ducentos aureos *Ulp.* 398,12. frumentum *Ulp.* 396,36. rem *Pap.* 400,12. sortem et usuras quae non debebantur *Ulp.* 398,12. — **D.** *Alicui.* *Ulp.* 396,22. 397,20. 21. 36. 398,34. *Paul.* 398,2. 30. filio familias *Ulp.* 397,37. uni ex reis credendi *Paul.* 92,26. cf. 398,6. procuratori *Ulp.* 91,12. 397,27. *Paul.* 97,31. tutori pupilli et actori municipum et curator furiosus *Ulp.* 397,23. servo *Ulp.* 397,33. ei qui bona fide servit *Paul.* 397,36. — **E.** constitutum. admittit *Ulp.* 398,31. tenet *Ulp.* 399,3. tenetur *Ulp.* 397,3 (corr.; scrib. teneret). valet *Ulp.* 396,26. 397,28. 398,6. 11. constituta inducta *Ulp.* 397,11. 31 constituta ex consensu facta custodire *Ulp.* 396,37. post constitutum dies temporalis actionis exiit *Ulp.* 399,11. solvere *Ulp.* 455,39. 31 constituti dies *Ulp.* 399,3. 6. tempus *Ulp.* 398,39. 40. 31 constituto satisfacere *Paul.* 399,31. —

VI. Efficere, plerumque passivae constitui — fieri. duae personae constituuntur *Iul.* 120,37. constituitur adadiacit loco *Gai.* III, 189. debitor *Tryph.* 588,35. dediticiorum numero *Gai.* I, 15. dominus *Paul.* 628,15. *Marcian.* 25,10 (soli). heres *Paul.* coll. 16, 3, 5 (ipso iure). heredum loco *Gai.* III, 32. *Ulp.* XXVIII, 12 (beneficio praetoris). liberta cuius *Paul.* 556,3. pater familias *Ulp.* 261,35 (emancipatione). quasi pater fam. *Ulp.* 781,14. loco patris fam. *Ulp.* 618,3. possessor *Ulp.* 604,43. loco possessoris *Pap.* 412,35. loco servorum *Gai.* I, 123. servus, serva poenae *Ulp.* 235,3. 847,14. alieni criminis successor *Call.* 851,14. 31 pubes *Pap.* 768,4. perfectae, maioris, legitimae aetatis *Ulp.* (*Trib.*?) 798,16. *Paul.* 138,16. *Mod.* 105,12. sui iuris *Pap.* 198,5. *Ulp.* 738,21. *Marcian.* 34,3. 31 iudotata filia *Pap.* 59,3. 31 damnosum ius domino *Paul.* 890,35. deteriori sui iuris persecutionem aut spem futurae perceptionis constituere *Tryph.* 72,11. constituitur durior *Gai.* 147,21 (exitus iudiciorum). *Ulp.* 444,30 (condicio). eadem causa *Afr.* 32,11. inane fidelicommissum *Scaev.* 269,17. indebitum fideic. *Pap.* 246,45. irrita *Pap.* 460,28 (mandati causa). 832,30 (quae iure gesta sunt). in (*del.*?) irritum testamentum *Pap.* 826,31. rata defuncti voluntas *Pap.* 246,13. 31 fundus locus *Ulp.* 938,35. — *Inde constitutus saepe = ὁν (καθεστώς), haud raro suspectum de interpolatione.* curatoribus eius idoneis constitutis *Scaev.* 137,27. impubere filia constituta *Pap.* 195,3. constitutus Romae *Iul.* 688,43. apud hostes *Ulp.* 104,4. res extra dotem constitutae *Scaev.* 221,35. dies extra computationem utilium dierum constituti *Pap.* 806,35. constitutus in aetate *Ulp.* 794,4. 31 in captivitate *Iul.* 715,30. in civitate *Tryph.* 888,17. in conspectu innubratae quietis *Cels.* 509,35. in senatoria dignitate *Ulp.* 26,34. in discrimine vitae *Scaev.* 83,35. in dubio *Pap.* 310,13. in extremis vitae *Pap.* 420,30. in familia *Ulp.* 281,35 (adoptiva). 404,3. in fuga *Paul.* I, 64,2. in furore *Ulp.* 722,4. 755,30 (in f. aut dementia). in alio muere *Ulp.* 925,13. in poena *Ulp.* 702,35. in possessione servitutis *Ulp.* 476,13. in potestate patris *Paul.* coll. 16, 3, 4. in reato *Herm.* 884,3. in servitute *Paul.* 484,13. in spe successiois *Ulp.* 742,3. intra legitimam aetatem *Mod.* 161,31. intra vicennium annum *Ulp.* 795,7. intra numerum *Ulp.* (*Paul.*?) eat. 233. —

VII. Consilium capere. cernere est quasi decernere et constituere *Gai.* II, 164. **A.** *Absolute positum.* *Ulp.* 73,35. (*Trib.*?) 702,13. 13. 35. de sua civitate *Tryph.* 888,35. — **B.** *Sequitur Infinitivus.* nolle petro *Iul.* 364,17. cf. *Pomp.* 9,3.

Gai. 250, 7. II, 168. Marcell. 531, 8. Pap. 516, 4. Ulp. 563, 8. 876, 31. 509, 18. XXII, 29. 30. Paul. 3, 8. 180, 32. — C. *Sequitur Accus. c. Inf.* ad se pertinere legatum Marcell. 334, 35. Ulp. (Trib.?) 702, 14. Paul. III, 4, 11. 6, 7. — D. *Sequitur interrogatio indirecta*: qua actione uti vellet Iul. 24, 33. cf. Afr. 750, 31. Marcell. 40, 30. Ulp. 287, 3. (Trib.?) 702, 18. — E. *Quid.* Ulp. 760, 46. 938, 35. nihil Paul. 884, 4. —

VIII. In ordinem redigere, disponere, digere. ius civile Pomp. 9, 2. ~ agros Paul. 402, 40. provinciam sub duobus praesidibus Macer. 39, 20. —

IX. Ponere, statuere, accipere. primum constituendum existimabamus, quod esset aqua aestiva Ner. 598, 35 ~ commodius constitui eum . . non cogitare de Sticho Iul. 120, 13. constituamus socium . . donasse Iul. 496, 31. quidquid constituerimus verum esse, falsum repperietur Afr. 219, 32. dummodo sic constituamus Ulp. (Trib.?) 702, 15. repetitionem constituerimus eius quod solum est Ulp. 728, 35. forem magis eum quam abactorem constitui placet Paul. coll. 11, 5, 1. eo tempore suus heres constituendus est Paul. coll. 16, 3, 11. — (*Loci corrupti*: Claud. not. ad Scaev. 80, 30. Pap. 55, 35. Tryph. 889, 15. Ulp. 613, 14. 810, 13. Mod. 476, 8 (cf. coll. 10, 2, 5). 968, 35.

constitutio. civilis, falsa, principalis, sacra e. s. his verb. — I. **Collocatio, dispositio privata.** ubi quisque sedes et tabulas haberet suarumque rerum constitutionem fecisset Alf. 951, 13. ~ opinio nostra et constitutio locum a fundo separat Ulp. 938, 34. totum ex domini constitutione pendet Ulp. 438, 36. — II. **Institutio publica.** A. civilis Ulp. 736, 4. iuris gentium Flor. 15, 15. veterum Paul. 665, 13. 36. 35. suspensi iuris (i. e. postliminium) Pap. 368, 36. Rutiliana Paul. rat. 1. — B. **Principum.**

1) **Cuius (loci repetentur).** Augusti Mod. 427, 37. Claudii Ulp. 126, 30. Titi Call. 876, 3. Traiani Pap. 926, 43. Val. 882, 37. Gai. III, 73. Traiani et Hadriani Marcan. 832, 8. Hadriani Gai. II, 221. Scaev. 543, 16. Pap. 221, 7. Call. 876, 29. Ulp. 328, 18. rat. 223. Paul. 254, 1. 820, 35. Mod. 822, 36. Hadriani et Pii Ulp. 444, 31. Pii Mauric. 110, 3. Gai. 18, 6. 9 = 1, 53. 53. 50, 11. II, 121. 195. Marcus Marcell. 832, 15. Scaev. 81, 36. Pap. 52, 4. 54, 3. 231, 7. Tryph. 288, 1. 301, 16. Ulp. 18, 19 = coll. 3, 3, 3. 177, 31. 309, 3. 183, 16. VIII, 5. Paul. 344, 35. 541, 16. Mod. 539, 3. Divorum Fratrum Pap. 853, 14. Paul. 179, 17. Marcan. 755, 39. 422, 35. Mod. 851, 34. tam divorum Marci et Luci quam dominorum nostrorum Paul. rat. 247. cf. Ulp. rat. 125. Marci Pap. 193, 43. 424, 11. 434, 34. 469, 39. Tryph. 72, 3. Ulp. 38, 15. 45, 6. 129, 25. 172, 31. 375, 19. 701, 3. s. 9.

(Trib.?) 11. 753, 32. 322, 35. 36. 367, 1. 1. 422, 4. 3. 13. 14. 15. 17. 427, 31. 437, 4. 16. 11. 19. 14. 37. 438, 3. 3. 11. 13. 13. 17. 16. 18. 18. 30. 37. 34. 474, 38. 563, 8. Paul. 637, 14. 849, 2. 423, 18. 469, 42. 482, 38. 38. Marcan. 469, 36. Mod. 17, 11. Marci et Commodi Paul. 141, 15. Commodi Mod. 739, 31. Severi Pap. 420, 33. Tryph. 758, 31. 35. 40. 45. Ulp. 108, 36. 371, 37. 372, 35. 35. 15. Severi et Caracallae Ulp. 808, 36. 842, 36. rat. 125. Paul. 655, 32. rat. 247. Marcan. 521, 3. 660, 14. 843, 31. 186, 11. 240, 18. 411, 1. Antonini, i. e. Caracallae Ulp. 16, 31. 109, 37. 110, 3. 115, 2. 272, 3. 18 (divi Antonini). XVII, 2. coll. 14, 3, 3. Paul. coll. 10, 9, 1. — 2) **Loci secundum causam ordinem dispositi.** a) **Nominativus.** principalis constitutio, id est, ut quod ipse princeps constitui pro lege servetur Pomp. 5, 11. constitutio principis est quod imperator decreto vel edicto vel epistula constituit Gai. I, 5. haec sunt quas vulgo constitutiones appellamus Ulp. 14, 31. sunt constitutiones quibus cavetur etc. Marcan. 455, 18. constitutio cessat r. a. cesso pag. 726, 17 (11 loci). declarat Paul. coll. 10, 9, 1. constitutiones demonstrant Macer 873, 31. desiderant instantiam petentis dimissorias Marcan. 872, 33. constitutio dirimit cunctationem consulis Ulp. 427, 31. constitutiones docent Ulp. rat. 149. constitutio non deteriore causam redimeunt efficit Tryph. 888, 17. effectum habebit Ulp. (Trib.?) 701, 11. excedit ad finitum modum Paul. 637, 34 (corr.). exstat Paul. 179, 17. facit Tryph. 888, 18 (servum redimentis). 36 (eum proprium). 31 (legem). Ulp. (375, 15; liberum). 828, 19 (testamenta irrita). impedit libertatem Scaev. 848, 35. imponit libertatem Ulp. 701, 3. intervenit Ulp. 422, 4. 6. constitutiones iubent Tryph. 772, 6 (ante conveniri eum qui gessit). Ulp. 74, 35 (dirui). habent locum Gai. 370, 30. constitutio habet locum Pap. 434, 34. Ulp. 422, 17. 437, 37. 438, 13. 16. loquitur Tert. 897, 31. Ulp. 371, 37 (de praetore). rat. 223. Mod. 867, 3 (corr.). ostendit Ulp. 438, 3. 841, 35. permittit Ulp. 272, 5. pertinet Gai. II, 121 (ad testamenta feminarum) Pap. 52, 4 (ad unum testamentum). 420, 35 (ad alia quam quae lege certa donantur etc.). Call. 876, 35 (eo, ut). Ulp. 272, 18 (ad eos, a quibus utiliter fideicommissum relictum est). Paul. 482, 36 (ad libertatem). praecipit Ulp. 172, 31. prohibuit Call. 851, 45 (subici fustibus). Ulp. 109, 31 (iudici pecuniam dare). prohibet 277, 3 (capere hereditatem). Paul. 214, 31 (alienari). (769, 32). prosunt Paul. 570, 30. prospexit Ulp. 438, 18. constitutiones separant (militia) ab his personis Ulp. 315, 36. constitutio succedit Ulp. 375, 19. supervenit Ulp. (427, 37). constitutiones tenent eos Ulp. 777, 36. — b) **Accusativus.** constitutionem, constitutiones ita accipere Macer

865, 18. *admittere Ulp. 437, 18. appellamus Ulp. (14, 31). emittere Ulp. vat. (134). interpretantur prudentes Ulp. vat. 132. neglexit index Marcian. 823, 1. proferre Scaev. (543, 16). Call. 540, 13. Mod. 739, 34. recitare Paul. 254, 1. referre Tryph. 72, 1. servare Dic. Fr. Ulp. 912, 30. tuemur per operis novi nuntiationem Ulp. 376, 3. ~ ad constitutionem pertinet Ulp. 422, 18. 11. Paul. 482, 38. ~ ante constitutionem remissae cautionis locum habere non potuit Mucianae cautionis exemplum Pap. 193, 18. ~ contra constitutiones celebrare collegium Marcian. 793, 18. condemnare usuras usurarum Mod. 539, 33. dare sententiam Call. 540, 17. excusatus Ulp. 129, 31. fecisse Paul. 769, 32. interpositum pactum Paul. cons. 7, 5. iudicator Macer 873, 31. 33. prolata sententia Mod. 867, 18. pronuntiare Call. (540, 18). Paul. V, 25, 4. ~ per constitutionem coercetur asperitas dominorum Gai. I, 53 (constitutione 18, 9 loc. gem.). divisum est patrimonium Paul. 314, 11. effecta hereditas Ulp. 309, 7. fiunt heredes Gai. III, 32 (suppl. ex Inst.). 32. licet adire Paul. 654, 11. ~ post constitutionem conservatur pars nepoti Tryph. 301, 18. quasi debitori conveiri posse Scaev. 81, 30. non valet tutoris datio Marcian. 755, 32. ~ secundum constitutionem est patronus Ulp. 663, 32. adierunt hereditatem Scaev. 565, 1. condemnatio facta erat Scaev. 868, 39. convenit in quadruplum Marcian. 521, 3. habet nullam actionem Ulp. 108, 32. iudicatum petere non possis Macer 873, 34. liberos non esse Scaev. 543, 16. obicitur bestiis Mod. 822, 38. pertinere hereditas ad eos non videtur Marcus Marcell. 832, 15. placuit parentes et liberos heredes institutos tueri Tryph. 288, 1. saluum est ius pignoris pignillo Ulp. 808, 32. — e) *Genetiv.* constitutionis, constitutionum auxilium Ulp. 444, 38. beneficium Pap. 682, 38. Paul. 541, 18. favor Ulp. 437, 1. frans Ulp. 550, 18. initium Paul. 655, 32. ius Macer 873, 32. mens Tryph. 888, 18. rescriptum Paul. 555, 40. sententia Pap. 424, 17. 469, 38. Tryph. 758, 40. 45. Ulp. 129, 25. 372, 38. verba Pap. 853, 14. Tryph. 758, 32. (45). Ulp. 438, 11. 31. Marcian. 240, 18. — d) *Dativ.* constitutioni fraudem facere Pius Ulp. 18, 19 — coll. 3, 3, 3. locus est *Mauric.* 110, 3. Pap. 54, 3. 231, 7. Ulp. 701, 3. 437, 11. 438, 11 (constitutione F'). 31. 444, 31. locum facere Ulp. 701, 3. — e) *Ablativ.* constitutione accepit procurator legis Iulianae de adulteris coercendis questionem Ulp. coll. 14, 3, 3. cavetur Pap. (54, 1). Dic. Fr. Ulp. (912, 30). Paul. 344, 33. coercetur Gai. 18, 9 (cf. I, 53 supra lin. 18). comprobata est sententia Ulp. 183, 18. concessa est datio tutoris*

Ulp. 38, 15. conceditur indicem dare Paul. 166, 3. confirmata sententia Gai. II, 221. contineri et eam matrem Tryph. 758, 34. effectum, ut Gai. III, 73. expressum est Ulp. 367, 3. inducta obligatio Tryph. 889, 1. placuit Pap. (52, 1). Ulp. 842, 38. prohibitum esse ab aliquo iure Paul. 644, 31. significatur Marcian. 843, 31. certius statuendum est Iul. 12, 18. tribuuntur specialiter Pap. 38, 19. ~ nulla (nec ulla) constitutione datur aditus ad civitatem Romanam Gai. I, 26. decidi posse Marcian. 640, 16. fieri possunt facti causae infectae Tryph. 887, 38. habent immunitatem Ulp. 918, 38. prohibitum esse procuratorem interrogari Marcian. 880, 1. ~ constitutionibus cavetur c. s. caveo pag. 649, 37 (25 loci). et cf. supra pag. 955, 50. coercetur Gai. 96, 32. conceditur Gai. I, 57 (conubium veteranis cum Latinis peregrinis). Ulp. VII, 1 (mulieri donare viro). XXII, 6 (deus instituire). confirmatur Gai. 96, 35. Marcell. 871, 37 (militum testamenta). continetur Scaev. 905, 38. Ulp. 292, 38. 864, 30. 927, 3. declaratur Call. 766, 32. 919, 18. Ulp. 841, 31. Macer 925, 30. dissolvuntur collegia illicita Marcian. 793, 18. effectum est Ulp. 547, 20. expressum est Ulp. 373, 9. iubetur facere Ulp. 760, 11. manifestatur ius Paul. 740, 12. observatur Ulp. 795, 31. obvium iatio avaritiae Ulp. 784, 34. permittitur Gai. 370, 30 (ex integro causam agere). Ulp. XXIII, 10 (militibus quomodocumque vellent testari). eo pervenit est Ulp. coll. 14, 3, 2. placuit Paul. 645, 18. praecipitur Call. 876, 3. Macer 872, 11. prohibetur Ulp. 908, 31 (maiores annis LV ad decurionatus honorem inviti vocari). Marcian. 879, 31 (deferre qui in metallum dati sunt). 31 (veterani delatores esse). 913, 11 (reus ante sententiam honores petere). propicitur Ulp. (Trib. 1) 582, 38. remissa est diligens observatio in ordinandis testamentis militibus Gai. II, 109. significantur Gai. I, 62. statuta tempora Paul. 524, 38. subventum est ignorantiae heredum Paul. 805, 41. tributa immunitas Call. 789, 11. vetatur appellatio recipi Macer 872, 3. ~ constitutione, constitutionibus uti Ulp. 421, 38. Mod. 839, 31. ~ a constitutionibus concessum tempus Paul. 146, 37. ~ de constitutionibus § 14, 26. ~ ex constitutione, constitutionibus esse in eadem causa Paul. 820, 31. est patronus Ulp. 328, 18. addicta bona Ulp. 322, 30. 563, 3. admitti ad c. t. bon. possessionem Ulp. (328, 18). adrogari Paul. 309, 5. VIII, 5. coartatur licentia ad sufficientem numerum testium Char. 650, 3. colligitur Ulp. 115, 3. condemnandus Mod. 539, 3. constant inra populi Romani Gai. I, 2. dare Pap. 900, 17 (actiones corr.; ex substitutione *Cuiac.*). Ulp. vat. 156 (formam). Marcian. 660, 11 (doteum). debetur suc-

cessori *Gai.* 50, ii. defertur hereditas *Ulp.* 309, i. dicitur ius *Call.* 140, vii. differtur quaestio *Ulp.* 305, iii. effecti cives Romani *Ulp.* 16, i. facta omnia *Ulp.* 438, i. habere *Val.* 882, vii (ius deferendi). *Ulp.* 177, i. (quartum). *eat.* 134 (immunitatem). intelligenda sunt *Macer* 543, iii. liberat nec in Italia hic numerus (trium) *Paul.* *rat.* 247. libera fuit ancilla *Mod.* 17, ii. libertas competit *Ulp.* 447, vii. *Paul.* 469, iii. *Marcian.* 469, iii. ad libertatem venire, pervenire *Ulp.* 45, i. 753, ii. 322, vii. 367, i. 474, vii. *Paul.* 849, i. 423, iii. ad libertatem eripi *Paul.* (*Trib.*?) 470, i. licet transferre ab aedibus nostris in alias aedes *Ulp.* 10, vii. manumitti non posse *Ulp.* 607, ii. manumittere apud praefectum Augusti *Ulp.* 497, vii. mitti in possessionem *Ulp.* 272, ii. numerari solet praescriptio viginti annorum ex eo *etc.* *Call.* 876, i. obligatus *Pomp.* 928, iii. observari iura *Gai.* 867, ii. pertinet periculum ad eum *Paul.* 665, iii. permittitur debitori compellere adulescentem ad petendos sibi curatores *Ulp.* 127, ii. puniri (teneri) i. 53 *loc. gem.* i) iubetur *Gai.* 18, i. puniuntur extra ordinem *Marcian.* 818, i. queri *Marcian.* 422, vii. satisfaciit Falcidiae ea quantitas *Pap.* 221, i. separatur peculium *Ulp.* 126, iii. succurritur *Ulp.* 444, iii. *Paul.* 141, ii. superest nihil domino *Tryph.* 888, vii. tenetur *Gai.* i. 53 (*cf.* 18, i. *lin.* 21). *Paul.* 666, i. non valent donationes *Marcian.* 411, i. vindicantur caduca fisco *Ulp.* XVII, 2. vocari ad hereditatem *Gai.* 182, ii. utimur iure *Gai.* ii, 15. *Ulp.* *rat.* 125. *Macer* 838, ii. *Mod.* 851, iii. *loc. mut.* *Gai.* ii, 149a. ~ in constitutione alia quoque expressa sunt *Marcian.* 240, ii.

constitutorius. constitutoria actio *Paul.*

399, ii.

consto. I. Durare, permanere, valere. A. constat adoptio *Gai.* i, 61. matrimonium constiturat *Pap.* *rat.* 258 (steterat 317, ii *loc. gem.*). constat *Ulp.* 696, i. 716, ii. (*Trib.*?) 804, ii. constante matrimonio *Clem.* 704, ii. *Scæv.* 729, i. 81, iii. *Pap.* 691, ii. 193, iii. 424, iii. vii. *Tryph.* 684, ii. 686, i. 692, io. *Ulp.* 312, ii. 670, i. 12. 677, i. 688, iii. 707, ii. 708, ii. 709, ii. 715, ii. 15. (*Trib.*?) 721, ii. 722, ii. 738, i. 741, i. 116, iii. 288, ii. 415, iii. 472, iii. 533, iii. 660, iii. 811, vii. 855, vii. *Paul.* 720, i. (*Trib.*?) 769, i. 541, i. 674, ii. 905, ii. ii, 22, i. *Marcian.* 344, ii. *Mod.* 673, ii. constant nuptiae *Gai.* i, 63. constante coniunctione *Ulp.* 675, ii. (*scil.* servi et servae). constante usufructu *Ulp.* (*Trib.*?) 239, ii. — B. actiones sua vi apud testat *Gai.* IV, 10. contractus ex uno latere *Ulp.* 550, ii. emptio *Marcian.* 520, ii. ius *Pomp.* 5, ii. obligatio *Ulp.* 656, ii. *Paul.* 641, i. —

II. Convenire, rectum esse. docere debet constare fidem omnibus, quae ab eo gesta sunt *Pomp.* 200, i. constat universus modus (agrorum) *Paul.* 555, ii. rationes ab eo (dispensatore) accepit et cum eis non constaret *Afr.* 344, ii. ~ constat ratio *Pap.* 897, ii. (*Ulp.* 482, ii. (eis). 319, ii (ratio pietatis militibus in parentes). 780, ii. (ei). 842, iii (ratio innocentiae ei, qui nocens videbatur). —

III. Continere, compositum esse. a) aliqua re. pondere, numero, mensura *Gai.* 518, ii. 676, ii. 639, iii. ii, 196. iii, 90. *Maccian.* 208, iii. mensura *Gai.* iii, 175. numero *Gai.* 519, i. pondere numero *Gai.* iii, 175. ~ instructa taberna et rebus et hominibus ad negotiationem paratis *Ulp.* 949, iii. — b) ex aliqua re. id perfectum esse, quod ex omnibus suis partibus constat *Gai.* 3, ii. aedes *Iar.* 521, ii (ex corporibus). vi (ex duabus rebus). aedificium *Gai.* 489, vii (ex rebus). 939, i. et *Ulp.* 759, ii (ex materia). annus ex continuis diebus trecentis sexaginta quinque *Paul.* 459, iii. corpus ex contingentibus, distantibus *Pomp.* 522, ii. ii. fructus fundi ex venatione *Iul.* 639, ii. fam. ere. indicium ex duobus *Ulp.* 314, i. ius aut ex scripto aut sine scripto *Ulp.* 2, ii. iura populi Romani ex legibus *etc.* *Gai.* i, 2. mensis intercalaris ex diebus viginti octo *Cels.* 941, iii. redditus ex melle *Ulp.* 125, iii. vestis ex pellibus *Ulp.* 152, ii. — c) in aliqua re. in pondere, mensura *Ulp.* 393, ii. in corpore certo incertore *Paul.* 201, ii. fides in ea re *Cae.* *not.* *Cels.* 645, ii. officium *Paul.* 39, ii (adessoris in his fere causis). 660, ii (coratoris in administratione negotiorum). —

IV. Extra dubitationem positum esse, certum esse. A. Absolute dictum: certe constat *Iul.*

331, ii. — B. Quid. hoc, quod sim. *Pomp.* (*Trib.*?) 428, iii. *Gai.* 519, ii. iii, 178 (quod de sponsore diximus). *Men.* 895, i (liquido). *Ulp.* 13, iii. 546, ii. fides epistolae relictiae *Serv.* 69, ii. (*cf.* etiam *Pomp.* 200, i). — C. De aliqua re. de hoc *Ulp.* 833, i (inter omnes). de eo qui demonstratus est *Marcian.* 843, ii. de corpore *Ulp.* 515, ii. 15. 654, i (constitisset). de crimine *Ulp.* 881, iii (ex cont.). *Paul.* V, 5, 10 (constiterit). de debito *Scæv.* 671, iii (constitisset). de fide *Div.* *Fr.* *Scæv.* 649, i. de fideicommissio *Maccian.* 225, i. *Ulp.* 270, ii. iii. 553, ii. de innocentia *Ulp.* 842, ii (constitisset). de inofficioso testamento *Claud.* *not.* ad *Scæv.* 80, iii (constitisset F). de libertate *Ven.* 732, iii (constitisset). de matre *Paul.* 480, iii. ii. de morte *Ulp.* 477, iii. de praevariatione *Macer* 789, i (constitit). de proprietate *Afr.* 622, ii. de ea re *Ulp.* 773, i (inter omnes). de satisfactione *Ulp.* (270, ii). de servitute *Ulp.* 594, i. de sorte debita *Scæv.* 720, iii. — D. Sequitur Accusantis cum In-

finitivo. constat *Alf.* 30, *l.* 952, *fr.* *Iul.* 384, *ss.* 690, *ii.* 724, *ss.* (satis). 24, *fr.* 108, *ss.* 120, *fr.* 408, *fr.* (Trib. f) 496, *fr.* 514, *ss.* *Pomp.* 5, *ii.* 22, 358, *ii.* 378, *ss.* 407, *ss.* 545, *ss.* 654, *ss.* 276, *ss.* 425, *ss.* 439, *fr.* 522, *ss.* 531, *ss.* 626, *fr.* 745, *fr.* 898, *ss.* *Val.* 326, *fr.* *Afr.* 406, *ss.* 309, *ss.* 622, *ss.* 824, *ss.* *Gai.* 443, *ss.* 518, *ss.* 108, *ss.* (unde). 249, *fr.* 318, *ss.* (satis). 323, *fr.* 488, *fr.* 640, *fr.* 676, *fr.* 11, 17, 199, 200, 245, 111, 149, 157, 204 (unde). *Marcell.* 813, *ss.* *Flor.* 412, *ss.* 492, *ss.* *Pap.* 170, *ss.* 210, *ss.* 250, *ss.* 329, *ss.* 495, *ss.* 245, *ss.* 310, *ss.* 525, *ss.* *Call.* 355, *ss.* *Tryph.* 72, *ss.* 953, *ss.* *Marcus Ulp.* 449, *ss.* *Ulp.* 14, *ss.* 63, *ss.* 66, *ss.* 76, *ss.* 103, *ss.* 125, *ss.* 128, *ss.* 143, *ss.* 158, *ss.* 184, *ss.* 185, *ss.* 213, *ss.* 234, *ss.* 31 unde rest. eat. 61, 235, *ss.* unde rest. eat. 62, 236, *ss.* 266, *ss.* 282, *ss.* 287, *ss.* 330, *ss.* 332, *ss.* 358, *ss.* 366, *ss.* 373, *ss.* 12, 17, 389, *ss.* 397, *ss.* 411, *ss.* 437, *ss.* 472, *ss.* 474, *ss.* 481, *ss.* 501, *ss.* 504, *ss.* 505, *ss.* 514, *ss.* 516, *ss.* 527, *ss.* 532, *ss.* 546, *ss.* 551, *ss.* 552, *ss.* 604, *ss.* 605, *ss.* 656, *ss.* 673, *ss.* 697, *ss.* 698, *ss.* 717, *ss.* 722, *ss.* 723, *ss.* 759, *ss.* 763, *ss.* 797, *ss.* 14, 798, *ss.* 805, *ss.* 812, *ss.* 829, *ss.* 831, *ss.* 851, *ss.* 875, *ss.* 16, 17, *ss.* 877, *ss.* 894, *ss.* 4, *ss.* 7, *ss.* 10, *ss.* 13, *ss.* 20, *ss.* 71, *ss.* 87, *ss.* 115, *ss.* 125, *ss.* 126, *ss.* 127, *ss.* 159, *ss.* 235, *ss.* 242, *ss.* 260, *ss.* 265, *ss.* 266, *ss.* 271, *ss.* 312, *ss.* 314, *ss.* 332, *ss.* 339, *ss.* 350, *ss.* 367, *ss.* 384, *ss.* 415, *ss.* 443, *ss.* (satis). 453, *ss.* 457, *ss.* 511, *ss.* 570, *ss.* 572, *ss.* 596, *ss.* 600, *ss.* 649, *ss.* 653, *ss.* 656, *ss.* 698, *ss.* (generaliter). 702, *ss.* 704, *ss.* 723, *ss.* 729, *ss.* 736, *ss.* 742, *ss.* 747, *ss.* (inter omnes). *ss.* 760, *ss.* 771, *ss.* 845, *ss.* 881, *ss.* 891, *ss.* 912, *ss.* 927, *ss.* 934, *ss.* 950, *ss.* 960, *ss.* 1, 21, *ss.* eat. 82, 269. *Paul.* 20, *ss.* 23, *ss.* 48, *ss.* 139, *ss.* 140, *ss.* 205, *ss.* 17, 207, *ss.* (Trib. f) 208, *ss.* 227, *ss.* 425, *ss.* 447, *ss.* 486, *ss.* 493, *ss.* 517, *ss.* 540, *ss.* 638, *ss.* 704, *ss.* 705, *ss.* 719, *ss.* 754, *ss.* 1, *ss.* 40, *ss.* 77, *ss.* 89, *ss.* 96, *ss.* 133, *ss.* 153, *ss.* 214, *ss.* 329, *ss.* 429, *ss.* 459, *ss.* 505, *ss.* 530, *ss.* 563, *ss.* 657, *ss.* 662, *ss.* 727, *ss.* 743, *ss.* 754, *ss.* 889, *ss.* IV, 6, 2. *eat.* 819 (inter omnes). *Marcian.* 385, *ss.* 25, *ss.* (secundum Aristonem sententiam). 241, *ss.* 290, *ss.* 454, *ss.* *Macer* 825, *ss.* 865, *ss.* 896, *ss.* constat *Iul.* 626, *ss.* 598, *ss.* *Afr.* 30, *ss.* *Pap.* 790, *ss.* *Ulp.* 19, *ss.* 63, *ss.* 91, *ss.* unde rest. eat. 340, *ss.* 125, *ss.* (inter omnes). 301, *ss.* 374, *ss.* 897, *ss.* 159, *ss.* 270, *ss.* 800, *ss.* 866, *ss.* *Paul.* 627, *ss.* III, 5, 4, 11. *Macer* 873, *ss.* constabat *Maecian.* 901, *ss.* *Pap.* 597, *ss.* 24, 873, *ss.* 900, *ss.* 58, *ss.* 59, *ss.* 97, *ss.* 413, *ss.* 731, *ss.* *Ulp.* 93, *ss.* (apud veteres). constaret *Iav.* 818, *ss.* *Afr.* 725, *ss.* *Pap.* 582, *ss.* 590, *ss.* 683, *ss.* *Ulp.* 239, *ss.* 715, *ss.* 680, *ss.* constare ait (Iulianus) *Ulp.* 585, *ss.* constare debet *Trai.* *Flor.* 871, *ss.* *Ulp.* 546, *ss.* constare videtur *Gai.* 350, *ss.* III, 69 (mutil.). constare ex iudicatum solvi stipulatione *Maecian.* 209, *ss.* constabit

Marcell. 569, *ss.* 570, *ss.* *Pap.* 777, *ss.* 96, *ss.* (facile). 516, *ss.* 694, *ss.* 718, *ss.* *Ulp.* 700, *ss.* 900, *ss.* 31. constitit *Plaut.* 189, *ss.* 389, *ss.* *Iav.* 115, *ss.* *Iul.* 29, *ss.* (constat dett.). *Pomp.* 5, *ss.* 39, *ss.* *Ven.* 679, *ss.* *Gai.* 755, *ss.* (semper). 249, *ss.* *Pap.* 71, *ss.* 495, *ss.* 636, *ss.* 691, *ss.* 847, *ss.* 873, *ss.* 56, *ss.* 57, *ss.* 58, *ss.* 62, *ss.* 205, *ss.* 247, *ss.* 368, *ss.* 442, *ss.* 482, *ss.* 555, *ss.* 863, *ss.* 868, *ss.* 882, *ss.* eat. 261. *Ulp.* 170, *ss.* 174, *ss.* 582, *ss.* 584, *ss.* 443, *ss.* *Paul.* 528, *ss.* constitit *Scaev.* (test.). 69, *ss.* 221, *ss.* *Pap.* 725, *ss.* 466, *ss.* *Men.* 895, *ss.* *Marc.* et *Comm.* *Call.* 898, *ss.* *Pius Ulp.* 142, *ss.* *Div. Fr. Ulp.* 842, *ss.* *Ulp.* 137, *ss.* 165, *ss.* 222, *ss.* 277, *ss.* 737, *ss.* 738, *ss.* 36, *ss.* 37, 739, *ss.* 762, *ss.* 892, *ss.* (liquido). 446, *ss.* 447, *ss.* 554, *ss.* 820, *ss.* 841, *ss.* *Mod.* 740, *ss.* constiterat *Tryph.* 889, *ss.* (constituerat *F.*) constitisset *Scaev.* 671, *ss.* *Pap.* 905, *ss.* constitisse *Ulp.* 152, *ss.* (satis). — *E. Sequitur Interrogatio indirecta.* *Hadr. Pomp.* 483, *ss.* (apud arbitrum). *Gai.* 184, *ss.* *ss.* *Scaev.* 671, *ss.* 921, *ss.* *Pap.* 466, *ss.* (apud eum qui de libertate cognoscit). *Ulp.* 795, *ss.* 292, *ss.* (inter partes). *ss.* *Paul.* 883, *ss.* (constiterit). — *E. Sequitur ut Ulp.* (Trib. f) 548, *ss.* *Paul.* 96, *ss.* constitit *Cels.* 251, *ss.* —

V. Valere, de pretio dictum. non posse minoris trecentorum esse villam constare *Lab.* 573, *ss.* quanti pecorum . . constituisse (constituisset *F.*) mihi iudex aestimaverit *Pap.* 56, *ss.* — (*Loc. mutili*: *Gai.* III, 68. *Pap.* eat. 252.

constringo. I. Proprie. constringuntur pelles *loris Paul.* 140, *ss.* tabulae triplici lino *Paul.* V, 25, 6. — **II. Translate.** constringere libertatem de supremis iudiciis *Ulp.* (Pap.) 504, *ss.* constringitur cretio certo tempore, certis diebus *Gai.* II, 170, 171. firmatas obligationum per stipulationes *Paul.* V, 1. res condemnationis fine *Gai.* IV, 57. certa condemnatione *Gai.* IV, 52 (mutil.).

CONSUESCO. consueverunt 1) *homines* (mancipia quoque). praetorius tutor dicitur, quia a praetore urbis dari consuevit *Ulp.* XI, 24. consueverunt, consuevit: nec vis dicere nec sui potestatem facere *Ulp.* 58, *ss.* (magistratus). dormire in cubiculis quibusdam *Scaev.* 79, *ss.* esse in fundo *Iul.* 24, *ss.* habere secum *Scaev.* 125, *ss.* mercari de fundis fiscalibus *Paul.* 405, *ss.* ministrare extra urbem *Paul.* 139, *ss.* morari *Scaev.* (test.) 79, *ss.* 7. operari in agro *Ulp.* 840, *ss.* praestare *Ulp.* 452, *ss.* (modum). *Paul.* III, 6, 40 (mercedes). recipere *se* *Sab. ap. Paul.* 130, *ss.* redligere quantitatem annum ex locatione fundi *Scaev.* 113, *ss.* uti *Scaev.* (test.) 112, *ss.* (diactis). 157, *ss.* (argento diebus festis in balneo). — 2) *boves* manere *Iar.* 124, *ss.* — 3) *res.* actus patris habere effectum *Maecian.* 899, *ss.* aqua duci *Paul.* V, 6, 9.

condictio revocare *Pap.* 388, 2. rerum mobilium omnia custodia possessionis damnum adferre *Pap.* 516, 7. fructus anni *Paul.* III, 6, 42. hereditates et tutelae ad proximum adgnatum redire *Paul.* 353, 7. res agitari *Ulp.* 874, 1. res patrimonialia onerare magis impendio quam angere fructibus *Ulp.* 303, 3. vectigal fundi esse in caesis harundinibus vel palo *Paul.* 229, 2. — praestari consuetum vectigal *Paul.* 405, 13.

consuetudo. bona, cotidiana, diuturna, inveterata, longa, perpetua, vetus *vid. s. h. verb.* — **I. A. De iure consuetudinis.** inveterata consuetudo pro lege non immerito custoditur *Iul.* 13, 1. in ambiguitatibus quae ex legibus proficiantur consuetudinem . . vim legis optinere *Call.* (*Sever.*) 14, 12. diuturna consuetudo pro iure et lege in his, quae non ex scripto descendunt, observari solet *Ulp.* 14, 1. contradictio iudicio firmata *Ulp.* 14, 1. optima est legum interpretis *Paul.* 14, 12. omne ius . . firmavit consuetudo *Mod.* 14, 30. \sim coepit populus Romanus incerto magis iure et consuetudine aliqua uti quam per latam legem *Pomp.* 4, 2. quod non ratione introductum, sed errore primum, deinde consuetudine optentum est *Cels.* 14, 12. contra consuetudinem legemque publicam *Carac. Marcian.* 862, 1. lex municipii vel perpetua consuetudo *Paul.* 97, 12. mos (mores) et consuetudo: *Iul.* 13, 2. *Ulp.* 33, 12. (secundum mores et consuetudinem quae retro optinuit). 613, 7. *Mod.* 766, 10. \sim quae longa consuetudine comprobata sunt . . non minus quam ea quae scripta sunt iura servantur *Herm.* 14, 2. *cf. Papir.* 928, 12. *Call.* 910, 1. *Herm.* 911, 12. mores sunt tacitus consensus populi longa consuetudine inveteratus *Ulp. pr.* 4. longa consuetudine vel iure imposita servitute *Ulp.* 297, 1. *cf. Paul.* 255, 12. (*corr.*?). de . . longa consuetudine *II* 11, 12. — **B. Consuetudo loci, regionis, civitatis etc.** loci *Paul.* 58, 9. locorum *Paul.* 97, 22. regionis *Gai.* 620, 21. *Die. Fr. Papir.* 524, 11. *Ulp.* 15, 30. (94, 10). civitatis vel provinciae *Ulp.* 14, 2. *cf. Scaev.* 106, 1. *Div. Fr. Call.* 651, 22. *Ulp.* 32, 22. *Paul.* 636, 11. 12. 404, 30. fori et iudicii *Ulp.* 929, 22. in lapidiculis *Ulp.* 266, 12. tempestatis (*id est caeli*) *Lab.* 525, 12. \sim ceterum *cf. Pomp.* 4, 22. *Ulp.* 280, 12. 800, 30. *Paul.* 402, 3. 1. — **C. cotidiana loquendi consuetudo** *Paul.* III, 6, 91. *cf. Iul.* 367, 13. *Marc.* 940, 21. *Paul.* 945, 12. — **D. Consuetudo privatorum.** patris *Scaev.* 79, 22. patris familiae *Ulp.* 196, 3. *Flor.* 154, 33. (*corr.*?). *Ulp.* 817, 22. (15, 30). 94, 30. *Paul.* 154, 30. domini *Ulp.* 452, 22. mandantis *Scaev.* 637, 2. liberti *Ner.* 327, 12. domus *Scaev.* (*test.*) 106, 1. 136, 30. 39. vitae *Scaev.* 169, 12. (bona).

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peccandi *Ulp.* 343, 10. ceterum *cf. Ulp.* 562, 22. *Paul.* 820, 21. — **E. Consuetudo bestiarum.** *Gai.* 488, 1. 2. 11. 68. 68. *Ulp.* 310, 22. *Paul.* 505, 30. —

II. Loci sub I, BCDE relati repetuntur secundum canum ordinem dispositi. **A. Nomin.** consuetudo consistit *Ulp.* 266, 12. *suit Div. Fr. Call.* 651, 22. *Paul.* 636, 12. declarat *Paul.* 945, 20. habet certam formam *Ulp.* (800, 30). — **B. Accus.** consuetudinem deserere *Gai.* 488, 7 et II, 68. (*revertendi*). exquirere *Ulp.* 15, 30. habere *Ulp.* 310, 22. (*revertendi*). ostendere *Ulp.* 800, 22. servare *Ulp.* 32, 22. spectare *Paul.* 820, 21. 154, 30. 404, 30. \sim ad bonam vitae consuetudinem reverti *Scaev.* 169, 12. \sim contra consuetudinem immoderatae vires fuerunt *Lab.* 525, 12. fecit moros debitorum *Scaev.* 79, 22. *sit nihil Div. Fr. Papir.* 524, 11. \sim extra consuetudinem accedit nihil *Ulp.* 562, 22. culta vineae pomaria horti *Iul.* 196, 2. \sim propter consuetudinem *Scaev.* 136, 20. *Paul.* III, 6, 91. \sim secundum consuetudinem se alere et vestire *Ulp.* 452, 22. explicari per syndicos *Paul.* 97, 22. redeunt apes *Paul.* 505, 30. — **C. Genet.** consuetudinis est, ut *Paul.* 402, 9. aestimandum est *Flor.* 154, 33. (*corr.*?). — **D. Dative.** consuetudini convenientes operae *Ner.* 327, 12. — **E. Ablat.** consuetudine abire et redire *Gai.* 488, 1. subtrahit rationes *Ulp.* 343, 10. (peccandi). usus est populus *Pomp.* 4, 2. \sim de consuetudine confidere *Ulp.* 14, 2. \sim ex consuetudine apparere potest *Ulp.* 94, 10. coniectio fit *Ulp.* 817, 22. intellegi potest *Marc.* 940, 22. est, ut *Scaev.* 136, 22. abire et redire *Gai.* II, 68. avolare et revolare *Gai.* 488, 1. pro evictione caveri *Gai.* 620, 22. exactum est amplius poenae nomine *Paul.* 636, 12. facere *Scaev.* 637, 2. indebatur ibi *Ulp.* 280, 12. praestantur *Scaev.* (*test.*) 106, 3. (fructus). 3. (usurae). statuere tempus messis vindemiaeque *Paul.* 58, 9. \sim in consuetudine nepotes cognati appellatur etiam eorum, post quorum mortem concepti sunt *Iul.* 367, 13. est, ut *Paul.* 402, 3. \sim pro consuetudine fori et iudicii aestimationem (honorarii advocatorum) adhibere *Ulp.* 929, 22. —

III. Unus mulieris. concubinae consuetudinem repetere tempore matrimonii *Paul.* 670, 1. in liberae mulieris consuetudine non concubinatus, sed nuptiae intellegendae sunt *Mod.* 660, 22. qui liberam mulierem consuetudinis causa, non matrimonii continet *Mod.* 814, 1. — (*cf. Loc. corr. Paul.* 255, 12).

consuetus. levis et rebus suis consueti negotientia *Ulp.* 236, 3.

consul. amplissimus *vid. s. h. verb.* — **I. De munere et officio.** consules exactis regibus constituti *Pomp.* 5, 21. *cf. 6, 30. 33.* (creare). in civitate

iura dicebant *Pomp.* 7, 26. *cf.* 7, 1. de capite civis Romani iniussu populi non erat lege permissum consuli ius dicere *Pomp.* 6, 10. non sufficebant officio census agendi *Pomp.* 5, 29. — primus Romae consul Brutus *Pomp.* 6, 21. *iuriconsultorum teste Pomponio hi consules fuerunt:* duo Aelii 8, 16. Rutilius Rufus 8, 26. Q. Tubero 8, 27. Varus 9, 24. Ateius 10, 11. (*cf.* *Ulp.* 661, 7). C. Cassius Longinus cum Quartino 11, 4. Celsus filius et Priscus Neratius, Celsus et iterum 11, 12. ~ M. Tullius consul *Pap.* 804, 5. — consulis consilium *Cels.* 42, 33. officium *Ulp.* 27, 35. *Marcian.* 485, 33. *R.* 27, 31. — eonsul minor viginti annis *Ulp.* 28, 3. 427, 35. 542, 35 (ius dixit sententiamve protulit). filius familias *Ulp.* 432, 7. *Paul.* 20, 11. — fideicommissa Romae apud consulem persequitur *Gai.* 11, 278. *cf.* *Ulp.* XXV, 12. *Pius Ulp.* 142, 34. apud consulem manumittitur *Ulp.* 1, 7. *cf.* 27, (35). 39. 427, 35. *Paul.* 423, 35. consules apud se servos suos manumittere posse *Ulp.* 28, 2. (427, 34). oratio quae prohibet apud consules . . . post quinquennium a die manumissionis in ingenuitatem proclamare *Pap.* 485, 7. a consilibus arbiter de libertate datur *Pius Ulp.* 190, 16. *Ulp.* 190, 3. ~ consules prospiciunt minoribus, dantes curatores: *Gai.* 1, 200. *Pap.* 768, 4. *Ulp.* 125, 21. vel decernentes de tutorem cessatione: *Ulp.* *vat.* 155. num etiam maioribus, si rei publicae causa absunt? *cf.* *Ulp.* 879, 28 (an corr.?). cognoscunt *Div. Fr. Ulp.* 864, 33. *Herm.* 36, 4. dant arbitrum *Ulp.* (190, 3. 16). iudicem *Div. Fr. Ulp.* 864, 34. *Ulp.* 864, 35. consul designatus est et munus edidit *Marcell.* 187, 17. relegare non possunt consules *Ulp.* 861, 35. non licet in ius vocare consules *Ulp.* 44, 4. *cf.* 144, 1. possunt testamento tutores dari *Paul.* 750, 13. *cf. tamen Ulp.* *vat.* 174. imperium in consulem non habet consul *Ulp.* 231, 33. 33. nec praetor *Ulp.* 150, 3. consul heres institutus *Gai.* (*test.*) II, 238 (designatus). *Ulp.* 231, 35. senatores accipiendum eos, qui a patriciis et consilibus usque ad omnes illustres viros descendunt *Ulp.* (*Trib.*?) 27, 34. — pro consule *Gai.* 1, 20. —

II. De definiendo tempore. argentariae mensae exercitores rationem, quae ad se pertinet, edent adiecto die et consule *Ed. Ulp.* 59, 18. *cf. Scaev.* 587, 43. 43. *Ulp.* 59, 4. 4. 5. 7. 8. 60, 22. 22. 23. 889, 22. *Paul.* (*ad Lab.*) 648, 17. 30. 397, 33. 797, 4. 4. ~ verba fecerunt M. Silanus et Velleus Tutor (*a.* 467) *SC.* *Ulp.* 459, 15. Quintus Iulius Balbus et Publius Iuventius Celsus (*a.* 129) *SC.* *Ulp.* 187, 26. divus Marcus Pertinaci et Aelianus consilibus (*a.* 1757) receperunt *Ulp.* *vat.* 203. epistola ad Glabriorem consulem (*a.* 124) scripta *Ven.* 798, 33. rescriptum

ad Tertullum et Maximum *Ulp.* 813, 3. ~ Decimo Druso et Porcia (*a.* 616 et 617) consilibus *Ulp.* 30, 14. Vibio Habito et Lucio Aproniano (*a.* 8 p. *Chr.*) *Paul.* 843, 3. Tauro et Lepido (*a.* 14) *Ven.* 901, 13. Statilio [et] Tauro (*et Scribonio Libone?*) (*a.* 16) *Ulp.* *coll.* 8, 7, 1. Pomponio et Rafo (*a.* 17) *Ulp.* *coll.* 15, 2, 1. Cotta et Messala (*a.* 20) *Ven.* 799, 3. *Ulp.* 32, 11. (*cf.* *coll.* 8, 7, 2). duobus Geminis (*a.* 29) *Ulp.* *coll.* 8, 7, 3. Sulla et Trione (*a.* 31) *Ven.* 798, 35. Lupo et Largo (*a.* 42) *Gai.* 111, 63. Velleo Rafo et Osterio Scapula (*inter a.* 41 et 47) *Ulp.* 338, 33. Trebellio Maximo et Annaco Seneca (*a.* 56) *Gai.* 11, 253. *Ulp.* 226, 7. Pegaso et Pusione (*temporibus Vespasiani*) *Gai.* 1, 31. II, 254 (consulibus om. C). Neratio Prisco et Aunio Vero (*a.* 837) *Ven.* 820, 35. Rabrio Gallo et Caelio Hispione (*a.* 103) *Ulp.* 445, 33. Hadriano III (*a.* 119) *Ulp.* *coll.* 13, 3, 1. Aviola et Pansa (*a.* 122) *Ulp.* 10, 13. Aemilio Iunco et Iulio Severo (*a.* 127?) *Ulp.* 446, 35. Glabrone et Homullo (*a.* 152) *Pius Ulp.* *coll.* 3, 3, 6. Pudente et Pollione (*a.* 166) *Marcell.* 832, 11. Paulo iterum et Aproniano (*a.* 168) *Ulp.* *vat.* 195. Pertinaci et Aelianio (*a.* 1757) *Ulp.* (*vat.* 203). Tertulio et Clemente (*a.* 195) *Ulp.* 808, 16. Plautiano iterum (*a.* 203) *Ulp.* 373, 3. Fulvio Aemiliano et Nummio Albino (*a.* 206) *Ulp.* 706, 22. Antonio IIII (*a.* 213) *Antonin.* *Paul.* *coll.* 10, 9, 1. Modesto consule *Ulp.* 345, 1. Licinio V et Tauro *Ulp.* *coll.* 8, 7, 1 (*corr.*). . . . et Paterno *Ulp.* *vat.* 73. —

III. De conditione sollempni vel die. si (cum) Nerva (Titius) consul factus erit *sim. Cels.* 42, 13. 13. *Iul.* 185, 5. 333, 33. 408, 34. 659, 11. *Pomp.* 830, 3. 21. 22. 338, 18. *Afr.* 626, 21. 30. 659, 33. 660, 1. *Scaev.* 672, 43. 673, 1. 3. 4. *Pap.* 387, 6. *Ulp.* 191, 39. 729, 33. 43. *Paul.* 183, 33. 672, 7.

consularis. I. Adiectivum. consularis dignitas *Ulp.* 27, 33. femina *Ulp.* 26, 30. 21. 22. insignia *Ulp.* 82, 15. personae *Ulp.* 707, 25. potestas *Pomp.* 6, 31. via *Ulp.* 575, 3. 33. 33. vir *Ulp.* 26, 31. 27, 31. *Paul.* (*Marcell.*) *coll.* 4, 2, 5. — II. Substantivum. consularis est quis *Pomp.* 8, 35. *Ulp.* 150, 2. *Paul.* 94, 15. desinit esse *Paul.* 27, 2. ~ adversus consularum receptae auctoritatis (non datur plebeio actio de dolo) *Ulp.* 122, 16. ~ consularis iussu *Paul.* 146, 11. consularium uxores *Ulp.* 26, 33.

consulatus. consulatum adeptus *Iul.* 408, 33. ingressus *Marcell.* 187, 17. iurare *Pap.* 387, 7. offerebat Augustus Labeoni *Pomp.* 10, 3. 15. ~ consulatus honor *Marcell.* (*test.*) 187, 18. ~ consulatu suo fertur decrevisse Ateius Capito *Ulp.* 661, 7. in consula meo quosdam . . . viuidicta liberaui *Iul.* 423, 33.

consulo. I. — interrogare. 1) Juris peritum.

a) consulebat, consulebatur *sint.* *Alf.* 160, 2. 271, 22. 277, 27. 292, 20. 567, 12 (de actione). 842, 12. 135, 24. 394, 11. 406, 20. 422, 22. 462, 12 (de ea re). *Pomp.* 886, 22. *Afr.* 363, 41. 579, 31. 843, 9. 18. *Scaev.* 106, 24 (sequente acc. c. inf.). *Ulp.* 542, 21. 750, 27. *Paul.* 335, 27. — b) *alicuique.* *Alf.* 129, 7. 2 (de mulieribus an). *Cels.* 818, 21 (de quo). 968, 22. *Iul.* 177, 2 (de parte hereditatis). 425, 22. *Pomp.* 8, 9. 9, 9 (de re). 10, 27. 22. 152, 22. *Afr.* 591, 22. 431, 24. 643, 22. *Gai.* 171, 22. 10 *Scaev.* 144, 22 (de scriptura). *Claud. not. ad Scaev.* 256, 24 (de facto). *Ulp.* 219, 22. 415, 21. 504, 20 (ex facto). 144, 44 (de fideicommissio). 382, 12. 548, 24 (de absente). 750, 27. *Ulp.* 76, 76. 77. *Paul.* 63, 4 (ex facto). 822, 22. 129, 22. 22 (de meta molendinaria). 15 202, 12. *Ulp.* 117 (de officio praetoris; suppl.). *Marcian.* 454, 22. — 2) prudentiores: *Ulp.* 364, 12. 12. *cf. Paul.* 276, 22. — 3) praesides: *Ulp.* 174, 17 (de facto). — 4) principum: *Gai.* 98, 22. 1, 53 (de servis). *Pap.* 245, 20. *Hadr. Call.* 835, 3 20 (de re). *Call.* 910, 7 (de allegandis in ordine huius aetatis hominibus). *Ulp.* 33, 2. 740, 12. 864, 2. 12. *Paul.* 38, 2. 157, 12. 884, 22. *Marc. et Comm.* 36, 22. *Mod.* 821, 21. 853, 2. 926, 2. — 5) astrologum, mathematicum etc. *Ulp.* 777, 12. 25 coll. 15, 2, 2. *Paul.* V, 21, 3 (de salute principis). 4. 4. —

II. — prospicere. A. Absolute.

satis per officium iudicis consuli *Scaev.* 197, 12. — B. *alicui.* *Cels.* 70, 20. 21. *Scaev.* 497, 11 (ex coni.). *Claud. not. ad Scaev.* 436, 12 (satis). *Pap.* 71, 21. 767, 21. 59, 22. 143, 22. 193, 12. 340, 21. 558, 2. *Call.* 51, 12. *Tryph.* 795, 22. *Hadr. Ulp.* 898, 4 (sibi). *Ulp.* 190, 22. 615, 22. (*Trib.*) 721, 22 (competenter). 822, 11. 158, 2. 226, 12. 260, 22. 299, 2. 302, 12. 305, 2. 306, 21. 372, 22. 379, 22. 559, 22. 580, 22. *Paul.* 68, 22. 132, 22. 496, 12. 720, 22. *Marcian.* 34, 22. *Herm.* 421, 12. — C. *alicui rei.* magis aetatis quam dementiae *Ulp.* 745, 21. suo commodum *Paul.* 635, 22. famae *Carac. Ulp.* 696, 12. indemnitas *Ulp.* 106, 12. 627, 22. *Ulp.* 40 120, 22. *Paul.* V, 33, 3 (ex coni.). infirmitati filii *Scaev.* 106, 21. praedictis suis *Ulp.* 580, 22. rei *Paul.* 31, 2. reipublicae *Pomp.* 5, 2. 22. simplicitati militum *Mandat. Imp.* *Ulp.* 867, 11. mariti sollicitudini *Mod.* 728, 22. — D. ut saluae sint res hereditariae *Ulp.* 877, 11. mulierem coram testibus interrogari *Mod.* 728, 22. —

III. boni consulere *Ulp.* 672, 12. 687, 20. 908, 22 (humanitas sententiae).

IV. — animadvertere. hoc edicto contra ea, 30 quae vi committantur, consuluit praetor *Ulp.* 765, 12.

consultatio. est valide stulta *Cels.* 818, 24. parat praedictum *Scaev.* 436, 21. ~ consul-

tationem referre *Claud. not. ad Scaev.* 163, 24 (ad ius debiti). *Paul.* rat. 115. ~ ad consultationem rescribere *Ulp.* 129, 22. 864, 2. respondere *Ulp.* 33, 2. ~ consultationis mensura *Ulp. coll.* 15, 2, 3. verba *Ulp. coll.* 1, 11, 2. ~ consultationi inserta verba *Mod.* 43, 22. ~ a consultatione iudicis non esse appellandum *Ulp.* 864, 12. ~ in consultatione collata *Scaev.* 105, 21.

consultator. *Pomp.* 7, 22.

consulte. i. e. deliberatione facta, prudenter.

Positius non occurrat. Compar. consultius petet tutorem a praetore constitui *Pap.* 767, 12. ~ *Supert.* praetor consultissime interveit *Ulp.* 862, 7.

consulto, Adverbium. i. e. de industria. admittit aliquid *Hadr. Ulp. coll.* 1, 11, 3 et *Ulp.* 846, 12 (c. an casu). agere *Pomp.* 289, 22 (equam vehementius). *Gai.* 111, 33 (non). congesta contractae in fundo *Paul.* 130, 22. corrumpere fructum *Afr.* 568, 22. datum *Paul.* 960, 17 (oppos. per errorem). delere et inducere *Ulp.* 831, 11, 21. tum denuntiat adversario, cum eum scit non posse prohibere *Ulp.* 603, 22. discesserunt patroni in diversas regiones *Iul.* 324, 22. emancipare *Papir.* 907, 22. facere *Scaev.* 165, 2. heres scriptus *Ulp.* 312, 17 (corr.). inductum nomen heredis *Ulp.* (831, 11). 312, 12. inferre incendium *Paul.* V, 3, 6. minuere quantitates circa edendum patrimonium *Ulp.* 29, 10 fere = *Marcian.* 746, 22. reticuit morbum venditor *Ulp.* 605, 20.

consulto, Verbum. principem *Ulp.* 864, 12.

consultum. I. virorum prudentium *Pap.* 11, 12. — II. senatus. A. constant iura populi Romani ex... senatus consultis *Gai.* 1, 2. *cf. Pap.* 2,

20. senatus consultum est quod senatus iubet atque constituit, idque legis vicem optinet, quamvis fuerit quaesitum *Gai.* 1, 4. *cf. Pomp.* 5, 2. 12. *Iul.* 12, 14. — senatus consultum *Falvio Aemiliano et Nummo Albino* consilium ad orationem Antonini de confirmandis donationibus *Ulp.* 709, 12. 22. ~ *Apronianum* *Paul.* 237, 22. *cf. Ulp.* (XXII, 5) *infra* pag. 969, 29. ~ *Articleianum* *Marcian.* 455, 2. ~ *Aviola* et *Pansa* cs. *Ulp.* 711, 2. 10, 27. 11, 2. 12, 4. 74, 22. ~ *Calvisianum* *Ulp.* XVI, 4. ~ *Clandianum* *Gai.* 1, 84. 91. 160. *Ulp.* XI, 11. *Paul.* 11, 214. *P.* 16. 17. 18. IV, 10, 2. ~ *Ulp.* XVI, 3. ~ *Claudianis* temporibus factum *Ulp.* 769, 22. ~ *Cotta* et *Messala* consilium *Ven.* 799, 2. ~ *Ulp. coll.* 8, 7, 2. *cf. Marcian.* 823, 2. *Macer* 787, 22. ~ *Dasumanianum* *Marcian.* 449, 22. *Marcian.* 454, 22. 22. *cf. Pomp.* (441, 9). *Pap.* 441, 22. ~ *Domitianis* temporibus *Gai.* 486, 12. ~ *Druso* et *Porcina* cs. factum *Ulp.* 30, 12. ~ duobus *Geminis* consilium factum *Ulp. coll.* 8, 7, 3. ~ *Ha-*

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Pap. 725, 22. maiestatem praetoris *Paul.* 41, 7.
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Ulp. 99, 21 (tui). 454, 20 (domini). aliquid relictum
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 fideicommissit?) testator *Ulp.* 75, 17. gerere negotia
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 249, 33 (sui). *Ulp.* 610, 4. 6 (venditoris). liberatio
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 tum *Ulp.* 383, 13. \sim b) rei: arborum *Pap.* 522, 33
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 (pater filiam exheredavit). facultatum *Ulp.* 760, 9

(res ei commissae est). hereditas *Ulp.* 191, 4 (res sua lautius usus est). s. (quid lautius impendit). ceterorum legatorum *Paul.* 848, s. mandati matris *Ulp.* 460, 31 (intervenerunt fideiussores). mortis *Paul.* 11, 23, 6 (donatio facta). morum *Paul.* V, 4, 21 (factum vindictam extraordinariae ultionis expectat). extremae necessitatis *Paul.* V, 1, 1 (venderunt filios). pecuniae *Ulp.* 927, 8 (res publica coepit, opus facere). paterna pietatis et contrabentium voluntatis *Ulp.* 688, 30 (ita accipiendum). debita portio *Ulp.* 329, 3 (donare). salutis *vid. sup. pag.* 976, 34. ~ c) contemplatione alia *Ulp.* 443, 33. hac, ut *Ulp.* 180, 30. 197, 33. qua *Ulp.* 687, 36. — siue contemplatione iuris praetorii *Pap.* 717, 33.

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contemptio. dignitatis *Call.* 37, 18.

contemptus. religionis *Ulp.* 862, s.

contendo. I = *studere, operam dare.* plerique plus habere quam fratres iurgis eius modi contendunt *Pap. vat.* 294, 2. cf. *Ulp.* 561, s. *Paul.* V, 13, 2. ~ philosophi, qui se frequentes atque utiles per eandem studiorum sectam contententibus praebent *Pap.* 917, 35. — II = *certare, agere.* *Sat.* 484, 33. *Ulp.* 58, 30. 302, 36. 618, s. *Mod.* 942, 33. sacramento *Gai.* IV, 14. 15. contra aliquem *Pomp.* 371, s. cum aliquo *Pomp.* 6, 39. 452, 30. *Scaev. (test.)* 111, 30. inter se *Ulp.* 472, s. 502, 4. contenditur inter *Gai.* IV, 139. *Ulp.* 589, 3. de aliqua re *Pomp.* (371, s.). *Gai.* 269, 3 (IV, 139). *Sat.* 484, 37. *Ulp.* 123, 33. 485, 13. *Paul.* 377, 34 (alieno iure). in (de *edd.*) possessione *Ulp.* 589, 10. in exitum rei publicae *Ulp.* 891, 8. an quis libertus sit *Ulp.* (485, 13). uter possidet *Ulp.* (589, 3).

— III = *confirmare.* A. *sequente Accusativo cum Infinitivo:* *Iul.* 304, 35. 789, 31. *Pomp.* 320, 1. 372, s. 402, 33. *Afr.* 309, 37. *Ven.* 798, 33. *Pap.* 267, 33. 349, 35. 466, 30. 844, 37. 882, 13. *Tryph.* 750, 42. *Ulp.* 184, s. 197, 30. 267, 30. 301, 11. 331, 9. 367, 30. 645, 30. 646, 11. 30. 738, s. 779, s. 305, 17. 37. 307, 3. 538, 13. 562, 3. 597, 3. 773, 30. *Paul.* 369, 21. 645, s. 647, 22. 178, 11. 13. 691, 8. *Maecr.* 214, 31. — B. *sequente Nominativo c. Infin.* contendens non posse restituere *Ulp.* 210, 30. cf. *Paul.* 647, 30. ~ si . . ex eo praegnas non esse contendatur *Ulp.* 302, 30. quae partum subdidisse contenditur *Paul.* 827, 33. — IV. erit bonorum possessor, si hoc se contendit *Ulp.* 177, 36.

contentio. immensa, omnis *vid. s. h. v.* — A. = *controversia, certamen.* licendi *Gai.* IV, 166.

~ contentio est de finibus *Ulp.* 347, s. de aquae usu *Ulp.* 597, 1. ~ propter contentiones res ad divisionem pervenit *Paul.* 256, 21. ~ a contentione discedere *Paul.* 385, s. ex libris et contentione rixa nata *Alf.* 643, 34. — B. = intentio *Gai.* IV, 60. **contentiosus.** iurisdictioni non contentiosus, sed voluntaria *Marcian.* 32, 2.

contentus. A. *Regens Ablativum.* alterutro *Paul.* 689, s. utroque aut altero *Ven.* 675, 36 (uno atque altero *edd.*). eo *Ulp.* 740, 30. quo *Pomp.* 651, 33. *Pap.* 54, 33. actione *Ulp.* 554, s. altera actione *Paul.* 503, 16. alterutra actione *Iul.* 24, 13. *Ulp.* 161, 36. *Paul.* 281, 31. 569, 37. una actione *Gai.* 764, 33. *Paul.* 162, 22. arbitrio mulierum *Scaev.* 770, 30. bonis *Paul.* 557, 33. *Ulp.* 556, 3. dote *Scaev.* 557, 31. 81, 34 (parte dimidia dotis). *Tryph.* 298, 13. *Mod. (test.)* 846, s. exceptione *Ulp.* 53, s. 635, 30. *Paul.* (689, s.). fideiussoribus *Pomp.* 651, 31. *Paul.* 50, s. institutione *Marcell.* 36, 33. legitimo iure *Gai.* III, 37 (suppl.). iure civili *Pap.* 290, 33. aut suo iure aut iudicio mariti *Clem.* 49, 13. iureiurando *Paul.* 368, s. legato *Afr.* 290, 33. modico praesenti *Ulp.* 75, 21. nomine debitoris *Pap.* 718, 37. duorum numero *Ulp.* 652, 18 (pluralis elocutio contenta est). parte *Scaev.* 72, 3 fere = 773, 31. 435, 13. *Ulp.* 65, 33. pecunia *Ulp.* 687, 37. petitione *Mod.* 45, s. pignoris *Ulp.* 537, 33. poenis legum *Pomp.* 652, 33. portione *Scaev.* 773, 30. *Ulp.* 297, 33. *Marcian.* 883, s. portione *Ulp.* 243, 18. praediis *Paul.* 77, 11. praerogativa *Ulp.* 307, 18. pretio fundi *Iul.* 23, 30. rebus *Sec. et Ant. Marcian.* 240, 37. *Mod.* 681, 21. 37. re promissione *Paul.* 377, 34. 570, s (retentus F). 939, 3. simplo *Ulp.* 469, 22. tredecim *Scaev.* 72, 13. duplo vectigali *Marcian.* 407, 37. voluntate suscepti iurisdictioni *Paul.* 365, 34. ~ *principaliter in testamentis:* a vobis peto, ut quidquid vobis legavi, contenti sitis *Scaev.* 70, 13. cf. 111, 33. 162, 33. 207, 33. 256, 13. *Pap.* 54, 33. 33. 61, 13. *Ulp.* 73, 31. 94, 30. *Paul.* IV, 1, 5. *Mod.* (846, 1). cf. *Paul.* (77, 11). — B. *Regens Genetivum.* nt contentus esset partis dimidia dotis *Claud. not. ad Scaev.* 81, 33. — C. *Regens Dativum.* duo legata sunt, sed uni (uno dett.) contentus esse debet *Paul.* 39, 3. — D. *Sequitur quod.* contentus eo quod iure civile heres sit *Gai.* III, 36. legislatorem contentum fuisse (quod prima parte eo verbo usus esset) *Gai.* III, 218 (suppl. ex Inst.). contentus quod ceteri idonei essent *Paul.* 792, s. — E. *Sequitur Infinitivum.* anum interim posuisse contentus ero *Iul. (Trib.)* 292, 10. cf. *Pap.* 806, 30. *Ulp.* 119, 30. 197, 30. 749, s. 537, 33. — F. *Sequitur Accusativum cum Infinit.* contentus fuit (praetor) per legatarios vel fideicommissarios non stare *Ulp.* 270, 1. cf. 430, s. —

G. Sequitur n.t. contentus esse praetor debet ut iubet *Ulp.* 554, 38.

conterreo. contritus adventu latronum profugerat *Marc.* et *Comm. Call.* 898, 32. metu periculi donat *Ulp.* 415, 1. timore noluit accedere *Paul.* 505, 1. timore mortis vel cruciatus corporis abest *Ulp.* 140, 33.

contestatio. ineta, nuda, suprema *vid. s. h. verb.* — **I.** testamentum est mentis nostrae iusta contestatio (contentio *C.*) *Ulp.* XX, 1. donec suprema contestatio (scil. testamenti) peragatur *Ulp.* 817, 11. ~ contestatio nihil proficit ad integrum restitutionem *Ulp.* 132, 21. apud praesidem provinciae deponenda *Paul.* II, 14, 6. domicilium re et facto transferitur, non nuda contestatione *Paul.* 904, 3. —

II. Litis contestatio. **A. Accus.** ad litem contestationem suscipere iudicium *Paul.* 480, 38. usque ad litem cont. verba praetoris trahere *Ulp.* 398, 30. ~ ante litem contestationem creditoris loco non esse *Ulp.* 934, 38. ratihabitionis satisfactio a procuratore exigitur *Ulp.* 92, 3. mutare voluntatem *Ulp.* 721, 22. ~ per litem contestationem fit delegatio *Ulp.* 699, 11. ~ post litem contestationem quae contingit arbitrium iudicis desiderat *Ulp.* 612, 30. decessit Stichus *Ulp.* 544, 37. mortuo filio *Ulp.* 171, 40. si vice mutua conveniatur in rem suam procurator datas, aequitate compensationis utitur *Pap.* 468, 30. — **B. Genet.** litem contestationis tempore possidere *Paul.* 205, 41. solvendo *Pap.* 694, 7. — **C. Ablat.** litem contestatione dari opere desit *Gai.* III, 181. res procuratoris fit *Ner.* 636, 33. non interpellari nescapione meam *Paul.* 528, 11. ceteri liberabuntur perceptione, non l. c. *Paul.* 294, 36. liberatio contingit solutione, non l. c. *Ulp.* 399, 11. incipit reus teneri *Gai.* III, 180. tollitur obligatio *Gai.* III, 180. poenales actiones transmittuntur ab utraque parte et temporales perpetuantur *Paul.* 805, 46. ~ ablata l. contestatione incipit ex causa indicati teneri *Gai.* III, 180.

contestato. dicere *Ulp.* 737, 11.

contestatorius. libelli contestatorii *Ulp.* *vet.* 156.

contestor. **I. Sollemniter** (proprie testibus adhibitis) declarare. contestari (scil. petitionem restitutionis) *Ulp.* 132, 30. sic *Ulp.* 457, 30. id ipsum *Marcian.* 872, 33. excusationum causas *Paul.* 792, 31. contrariam voluntatem *Paul.* 909, 33. — **II. Iudicium vel litem.** **A.** iudicium (semper passivae usurpationis) *Ulp.* 183, 3 (de iudicio). 10. 30. 720, 30 (de dote). — **B. litem.** 1) in iudicio privato. a) activae usurpationis *Cels.* 712, 30. *Iul.* 361, 20. 724, 21 (de dote). *Gai.* 440, 7. *Pap.* 701, 3 (ex prima stipulatione). *Ulp.* 145, 11 (Romae).

165, 30 (mecum). 171, 37. 233, 30. 31 (adversus eum qui se liti optulit). 373, 31 (suo nomine). 381, 37. 159, 38. 222, 38. 265, 38 (de legato). 272, 38 (eo nomine). 631, 38. 782, 38. *Paul.* 56, 32 (cum eo). 142, 11. 156, 37. (*Trib.* 1) 7, 13. 480, 13. 663, 37. 962, 13. 1, 13 B, 4 = *cons.* 6, 5. *Macer* 37, 5. — **b) passivae usurpationis.** litem contestatur, contestata est *sim. Gai.* 467, 30 (cum actore). *Ulp.* 57, 30. 332, 30 (secum). 408, 30 (cum debitor de debito). 137, 17 (cum eo de pecunia). 159, 35. 325, 7. 639, 13. 728, 17 (cum nro). 729, 43 (ex stipulatione). 762, 3 (nuius nomine cum domino). 786, 30 (ab alio). *Paul.* 85, 23 (in eum). 96, 7. 168, 30. 309, 30 (adversus te). ~ ius inrandum in locum litem contestatae succedit *Paul.* 168, 30. litem contestatae mentio *Ulp.* 190, 32. ~ lites contestatae . . in heredem similesque personas transire *Call.* 648, 38. lites contestatae legitimo iudicio (percut per capitis deminationem) *Gai.* III, 83 (*suppl.*). ~ loca, ubi litem contestata est *Paul.* 203, 14. cum litem contestaretur *Ulp.* 334, 3. ~ litem contestatae tempus spectare *Ulp.* 401, 31 (in stricti iuris iudiciis). 700, 4. s. 893, 31. tempore litem contestatae *Ulp.* 87, 21. 118, 21. 332, 30. 334, 11. 700, 11. *Paul.* 107, 29. 33 (*Trib.* cf. I, 4, 3). 135, 30. 205, 41. 206, 1. litem contestandae tempore *Paul.* 362, 10. tempus, quo litem contestatur *Iul.* 26, 37. *Ulp.* 332, 31. 721, 31. ~ litem contestata abesse coepit pater *Ulp.* 780, 37. actio ad successores pertinet *Ulp.* 776, 3. amisit alter usum fructum *Ulp.* 233, 30. non compellitur ad cautionem *Ulp.* 92, 6. currunt usurae *Paul.* 641, 3. decessit *Paul.* 805, 46 (tutor). 725, 35 (possessor). 729, 37 (servus). efficitur procurator litem dominus *Macer* 865, 33. evicta hereditas *Pap.* 246, 30 (cum eo). extitit condicio *Ulp.* 392, 33. 35. fingit homo culpa possessoris *Ulp.* 622, 31. legavit petitor usum fructum *Paul.* 206, 41. non perit privilegium dotis et tutelae *Paul.* 701, 3. praetor ita pronuntiavit *Paul.* 156, 33. succurrendum *Paul.* 302, 31. quasi l. c. cum mortuo transmissa persecutio poenae *Paul.* (645, 13). ~ ante litem contestatam contigit quid *Ulp.* 610, 30. contigit damnum *Ulp.* 399, 37. dare debitorem oportere *Gai.* III, 180. decessit animal *Ulp.* 277, 3. defunctus dominus *Ulp.* 88, 4. emerant servum *Tryph.* 304, 11. iubet praeses in aedo sacra pecuniam deponi *Paul.* 96, 3. mortuus vir *Tryph.* 685, 21. petere in servitutem destitit *Ulp.* 332, 11. percepti fructus *Iul.* 321, 30. *Pap.* 208, 30. perit res *Marcian.* 709, 43. fecerunt quo minus possideret *S. Iuvent.* *Ulp.* 187, 30. 190, 30. possidere dolo desinere *Iul.* 209, 3. *Paul.* 206, 3. in praesentia fuit *Mod.* 95, 3. procuratorem facere procuratorem non posse *Ulp.* 481, 30. libera potestas est vel mandandi procuratoris

vel ipsi domino iudicium accipiendi *Paul.* 88,11. solvere *Paul.* 96,1. solvi potest *Iul.* 688,33. *Ulp.* 710,33. stipulatus *Paul.* 56,14 (*corr.*). sumptus fecit possessor *Paul.* 206,12. tenebitur doli nomine *Ulp.* 190,25. tradita penus *Iul.* 262,13. transegit *Ulp.* 381,25. usucapio coepta *Ulp.* 311,10. — post litem contestatam non est absolvendus, qui se optulit rei defensionis sine causa *Ulp.* 205,25. accipit potest fideiussor *Ulp.* 687,13. actio popularis cognitorem procuratoremve eius qui agit admittit *Ulp.* (7) cat. 340* (*suppl.*). alluit amnis fundo *Ulp.* 311,19. amisit (servitutum) *Ulp.* 269,40. de culpa cavere debet b. f. possessor *Ulp.* 208,19. concepit et peperit ancilla *Ulp.* (*Trib.* 1) 623,33. condemnari oportere *Gai.* 111, 180. contigit quid (damni) *Ulp.* 399,33. damnum datum *Paul.* 400,33. 401,1. decessit homo ex stipulata petitis *Paul.* 536,33. deperierant mancipia aut iumenta aut pecora *Paul.* 194,25. dolo quid fecit procurator *Ner.* 636,33. dolus futurus venit in depositi actione *Ulp.* (*gloss.* 7) 470,25. editus partus *Paul.* 636,10. finitus unusfructus *Ulp.* 242,1 (de usu fructu). impensas fecit emptor necessario *Paul.* 611,25. incipient omnes malae fidei possessores esse *Ulp.* 190,21. latitat reus *Paul.* 92,21. litigare recusare *Ulp.* 57,25. mortuus homo (petitus) *Lab.* 212,4. mutare procuratorem *Ulp.* 88,12. occisum animal *Ulp.* 277,25. optio data alterius testamenti *Paul.* 334,25. opus factum *Paul.* 401,33. 7. percepti fructus *Iul.* 321,19. *Ulp.* 343,1. *Paul.* 637,14 (percepti *suppl.*). perpetuatur obligatio *Ulp.* 366,9 (cum eo). petere *Iul.* 621,33 (res singulas post l. de hereditate c.). *Ulp.* 332,11 (iu servitutum destitit). praestare *Pop.* 634,19 et 20 (causam). *Paul.* 203,25 (fatum). prospicere heredi et heres tenetur ex omnibus causis *Paul.* 962,33. publicata pro parte dos *Ulp.* 723,25. redemero (servum qui mihi furtum fecit) *Tryph.* 304,12. solvere *Paul.* 387,25. solvendo esse desierunt quidam (fideiussores) *Pop.* 694,13. transactum *Ulp.* 381,27. venit in iudicium *Ulp.* 310,25 (partus). *Paul.* 306,20 (fructus). usucapere *Ulp.* 204,12. 333,25. — 2) in iudicio publico. qui post inscriptionem ante litem contestatam anno agere non potuerint *Macer* 838,33. lis contestata *Mod.* 799,33. ~ poenae persecutionem transmissam quasi lite contestata cum mortuo *Paul.* 645,13.

contexto. neta, quae neque detexta neque contexta sunt (lanae appellatione contineri) *Ulp.* 93,33. margaritae ornamentis muliebris contextae *Paul.* 154,33. ~ lineas in librum singularem contextimus (contextuimus *Hal.*) *Paul.* 353,33.

contextum. appellatur, quod in tela est nondum pertextum vel detextum *Ulp.* 152,33.

contextus. 1) contextu aedificiorum unita domus *Ulp.* 385,13. — 2) contextus verborum totius scripturae *Mod.* 433,33. per contextum scriptum est *Pomp.* 300,3. ex contextu testamenti apparere *Ulp.* 94,11. — 3) uno contextu actus testari oportet *Ulp.* 817,40. cf. 40.

conticesco. *Ulp.* 846,36.

contiguatio. transversa *vid. s. h. v.* — *Ner.* 394,37. 33. (*Lab.* 7) 395,3. *Pap.* 257,24. 25.

continens. continentia aedificia *Ner.* 588,22. *Marcell.* 940,33. *Ulp.* 945,33. *Paul.* 87,2. 933,33. *Macer* 946,11. scil. aedificia *Clem.* 946,34. *Tryph.* 793,25. *Ulp.* (*Lab.* 7) 396,34. 33. 861,34. 948,13. 950,33. 33. *Paul.* 138,33. 33. 33. ~ continens ager *Lab.* 501,33. continentes provinciae *Ulp.* 941,33. 33. iudicium imperio continens *vid. s. continens pag.* 985,12. — ex continenti *Val.* 197,14. *Scaev.* (*epist.*) 648,33. *Ulp.* 63,25. 430,25. 724,2. 449,30. 586,13. 698,13. 760,13. ~ in continenti *Lex Iul.* *Ulp.* 810,13. (cf. *Paul.* coll. 4, 2, 3). *Afr.* 708,13. *Ven.* 483,36 (*gloss.* 7). *Maecian.* 452,33. 33. *Scaev.* 674,33. *Ulp.* 889,31. 638,13. 811,3. *Paul.* 363,25. 201,13. 13. coll. 4, 2, 3. 4.

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continuo. Adverbium. I. quinquennium non utile, sed continuo numerandum est *Paul.* 813, 11.

— II. = statim. continuo acquiritur legatario *Gai.* II, 204. agere *Paul.* 488, 11. agendo consequi *Proc.* 728, 11. cedere incipit dies satisfactionis *Iac.* 628, 11. communicantur res *Paul.* 498, 11. efficit quis res alterius *Ulp.* 410, 11. fit res alicuius *Alf.* 567, 11. *Lab.* 121, 11. *Pomp.* 495, 11. 11. 531, 11. reversus haeret tutelae ante susceptis *Tryph.* 793, 11. heredes exstiterunt *Cels.* 968, 11 (c. sub tempus mortis). interponere testamentum contrariae voluntatis *Paul.* 435, 11. liberari (debito) *Iac.* 667, 11. *Paul.* (Cels.) 379, 11. liberum eum futurum *Pomp.* 449, 11. libertas competit *Ulp.* 760, 11. manumittere *Ulp.* 411, 11. possidere *Paul.* 504, 11. reddere pecuniam *Scaev.* 670, 11. reverti in pristinum causam (quae aedificiis alienis conera sunt) *Jul.* 209, 11. rumpere testamentum *Iac.* 830, 11. *Tert.* 872, 11. submersus est *Ulp.* (Cels.) 279, 11. transit hereditas ad substitutum heredem *Iac.* 883, 11. — III. = semper, simul, per se. in parato non continuo emptum contineri *Ulp.* 87, 11. in culpa est dominus *Alf.* 540, 11.

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contio. qui cum telo dolo malo in contione fuerit *Ulp.* 817, 11.

contra. Praepositio. Collocatio. a contra *vid. pag.* 2, 28 (12 loci). ad contra *vid. pag.* 135, 15 (16 loci). in contra tabulas b. p. *Marcell.* 334, 11. *Ulp.* 278, 11. per contra tabulas b. p. *Ulp.* 285, 11. pro contra tabulas b. p. *Pap.* 297, 11. — **Significatio.** I. Proprie de loco. si navis alteram contra se venientem obruisset *Ulp.* 287, 11. contra frontem agri mei insula cenat *Proc.* 499, 11. ii. contra frontes vicinorum procedit insula *Proc.* 499, 11. 500, 11. ne c. fundum piscatio thynnarum exerceatur *Ulp.* 366, 11. — II. *Dictum de eo quod aequitati, consuetudini, iuri, opinioni,*

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331,35. summovere Ulp. 280,44. de possessione c. t. deliberare Pap. 244,31. pro c. t. esso petita Pap. 297,39. ceteros locos (231) vid. a. bonorum possessio pag. 587 sq. c. c. tenorem rationis Paul. 12,29. c. c. testamentum facere Afr. 951,3. nihil iuris habere Gai. III, 52. iudicatur Paul. 179,12. bon. possessio competit Paul. 280,7. pronuntiare Ulp. 177,21. 181,31. est inofficiosi querella Ulp. 176,5. cf. 77,12. sententiam dare Marcell. 177,37. c. partem testamenti bon. possessio data Tryph. 285,32. c. c. testatorem Ulp. 602,38. c. c. transactionem expertus amplius petit Ulp. 381,39. c. c. triplicationem Ulp. 620,13. c. c. verba stipulationis Paul. 673,37. c. c. vim legum Marcian. 32,38. c. c. voluntatem defuncti, testatoris min. admittit libertus Paul. 463,38. non cogendum esse heredem adire Paul. 248,38. durior condicio constituitur Ulp. 444,19. condicionem detrahere vel mutare Ulp. 835,20. acil. esse Afr. 219,40. facere Scaev. 637,32. Paul. 463,38. III, 5, 13. fit, factum Scaev. 83,4 fere = 97,38. Pap. 852,21. incidere litem Ulp. 311,38. inferre in hereditarium sepulchrum Ulp. 786,7. liberari Ulp. 158,2. libertatem esse praestandam Marcian. 241,16. pacisci Paul. IV, 1, 13. petere Gai. II, 198 (legatum). Marcell. 417,34. Scaev. 637,38. (Trib.?) 956,11. Ulp. 75,3. 632,44. Paul. 196,38. bon. possessiones competunt Paul. 276,11. representatio fideicommissi desideratur Marcell. 187,38. scriptum Ulp. 835,19. subvenit imperator Paul. 65,39. vindicare sibi habitationem Mod. 141,38. c. voluntatem patronae arte sua utitur liberta Pap. 320,31. c. voluntatem domini credere Ulp. 359,38. manumitti Paul. I, 64, 1. c. vol. donantis revocari Paul. 65,38. c. vol. eorum pro quibus interveniunt experiri Ulp. 92,3. c. c. votum parentium substituere Pap. 895,36. —

III. Significatione hostili, plerumque contra aliquem (etiam personas fictas velut rem publicam, fiscum; contra saevitiam vel famem vel intolerabilem iniuriam Pius Ulp. 18,12 = coll. 3, 3, 2. contra commodum Gai. 775,42. Ulp. 253,34. Mod. 13,16). A. pendens ab adiectivo c. patronum ingrata facta Paul. 118,30. — B. pendens a verbo. acil. accusare Macer 793,11. c. c. admitti Ulp. 276,11. 41 (c. fiscum et c. rem publicam). 328,15 (c. bona liberti). c. c. advocatus Tryph. 81,31. c. c. agere Iac. (Trib.?) 412,38. Pomp. (Trib.?) 622,10. Pap. 178,30. 529,28. Ulp. 181,11. 672,31. 759,19. 30. Paul. 695,34. 751,38. R 96,29 (c. universitatem). c. c. appellare Scaev. 869,2. Ulp. 864,33. Marcian. 913,13. Macer 872,18 (c. fiscum). 875,11. c. c. conspirare Ulp. 29,30. c. c. consulere Ulp. 765,10

(c. ea quae vi committuntur). \sim contendere *Pomp.* 371, 44. \sim decernere *Pap.* 62, 11. \sim est quid *Cels.* 175, 19 (ambiguas). *Ulp.* 281, 17. \sim facere *Ed. Gai.* 43, 22. *Gai.* 775, 49 (c. commodum pupilli). *Ulp.* 253, 31 (c. commodum eorum). 831, 11 (c. annonom). \sim interpretari *Ulp.* 656, 4 (verba). *Paul.* 967, 13 (pactum). producere durior interpretatione ad severitatem c. ipsorum commodum *Mod.* 13, 15. \sim interrogare *Pap.* 844, 11. \sim iudicare *Lab.* 483, 7. *Ner.* 627, 13. *Iul.* 307, 34. 625, 13. *Pomp.* 465, 13. *Pap.* 178, 22. 336, 33. *Ulp.* 44, 36. 628, 2. s. s. *Paul.* 195, 21. *Macer* 543, 11. 544, 1. *Mod.* 621, 13. \sim iurare *Ulp.* 365, 11. 12. \sim obtinere *Paul.* 594, 12 et 77, 11 (ex comi.). \sim offendi *Pap.* (Trib.) 413, 30. \sim petere arbitrum *Herm.* 171, 30. \sim postulare quid a principe *Ulp.* 920, 36 (c. rempublicam). \sim probare *Paul.* 397, 30. \sim pronuntiare *Gai.* 158, 19. IV, 166. *Ulp.* 762, 1. 809, 6. 15, 1. 922, 33. *Paul.* 254, 1. V, 33, 2. *Mod.* 621, 30. \sim quaeri *Pap.* 844, 12 (c. dominos). \sim renuntiare *Ulp.* 347, 22. \sim rescriptum est *Macer* 871, 33. \sim respondere *Mod.* 878, 13 (c. fiscum). \sim restitui in integrum *Macer* 113, 9 (c. rempublicam; corr.). \sim torqueri *Ulp.* 841, 13 (c. dominum). *Marcian.* 25, 15. \sim tueri *Paul.* 426, 11. \sim venire *Pap.* (Trib.) 412, 33. — *C. pendens a substantivo vel a substantivo et verbo coniunctis:* actio competit *Pap.* 595, 11. *Ulp.* 411, 33. *Paul.* 882, 34. datur *Pap.* 516, 33. 903, 34. *Ulp.* 738, 11 (actionem dabimus). *Herm.* 632, 16. decernitur *Pap.* 752, 21. est *Ulp.* 740, 4. instituta *Paul.* 338, 22. introducta est *Gai.* IV, 38. proficiscitur *Gai.* 902, 31. quaesita est *Ulp.* 426, 21. superest *Ulp.* 101, 11. tollitur *Pomp.* 403, 31. actionem habere *Afr.* 623, 6. *Pap.* 718, 34. 855, 10 (retentiones *Pap.* 7). *Ulp.* 99, 31. 427, 31. 532, 16. *Mod.* 105, 11. movere *Scaev.* 66, 33. actione cedere *Pap.* 800, 2. \sim arma ferre *Ulp.* 802, 33 (c. rem publicam). \sim auxilium denegare *Pius Ulp.* 18, 15 = coll. 3, 2 (c. saevitiam vel famem vel iniuriam). \sim causas agere *Paul.* 81, 22 (c. patriam suam). causae mandatores *vid. infra.* \sim conditionem habere *Cels.* 412, 13. \sim coercitio intervenit *Marcian.* 836, 30. \sim senatus consultum niktur *Tryph.* (Trib.) 667, 22. \sim crimen inferre *Pap.* 815, 11. \sim exactio competit *Ulp.* 724, 15. \sim exceptio sufficit *Fur. Anthian.* 125, 16. exceptioem habere *Ulp.* 633, 5. \sim fidem habere *Ulp.* 337, 36. \sim formulae conceptae sunt *Gai.* IV, 46. formula uti *Gai.* IV, 46. \sim ictus contemplari *Paul.* coll. 1, 7, 2 (cf. 821, 34). \sim iudicia admittere *Ser.* *Ulp.* 841, 13 = *Marcian.* 843, 11. \sim iudicem accipere *Pap.* 805, 22. iudex datus *Pap.* 805, 29. \sim iudicium acceptum *Ulp.* 229, 34. dandum *Paul.* 733, 37. in-

stituitur *Pap.* 736, 30. \sim mandatores causae *Call.* 876, 37. \sim obligatio extincta *Pap.* 693, 4. \sim oratio posita *Maccian.* 208, 11. sententia orationis *vid. infra.* \sim pactio valet *Ulp.* 66, 2. \sim pactum interpretari *Paul.* (967, 13). \sim bonorum possessio competit *Ulp.* XXIX, 5. datur *Ulp.* XXIX, 1. bon. possessionem accipere *Afr.* 689, 11. *Ulp.* 288, 33. *Paul.* 373, 11. petere *Gai.* 282, 33. III, 46. 49. *Pap.* 310, 16. *Ulp.* 280, 11. 281, 1. 288, 33. 289, 3. *Paul.* 180, 36. \sim peremptorium propositum nihil momenti habet *Paul.* 542, 33. \sim privilegium exercetur *Pap.* 882, 11. \sim questionem habere *Pap.* 844, 11. *Ser.* *Ulp.* 841, 11. \sim querella admittitur *Pap.* 135, 6. querellam inofficiosi instituere *Ulp.* 180, 6. movere *Tryph.* 285, 1. \sim repetitio competit *Ulp.* (Trib.) 489, 30. \sim res iudicata v. iudicare. \sim sententia orationis intervenit *Ulp.* 708, 11. sententiam dare *Paul.* 431, 24. 628, 12. dicere *Pap.* 105, 42. *Macer* 873, 37. proferre *Paul.* 541, 33. \sim triginta dierum spatium constitutum est *Gai.* 536, 11. \sim stipulatio committitur *Ven.* 771, 12. \sim testimonium dicere *Paul.* 353, 33. \sim voluntas mutata *Pap.* 903, 30. — *Loci corrupti:* quod contra ea (quacunque causa *Lenel*) damnum datum est *Ulp.* 390, 11. fecerit contra (circa?) hominis necem *Ulp.* 820, 3. **contra.** Adverbium. I. = in contrarium, aliter, secus. A. coniunctum cum verbo. contra accidit *Pius Ulp.* coll. 3, 3, 6 (contra te *Lachmann*). *Paul.* ad *Lab.* (338, 36). actum est *Ulp.* 532, 20. constituere *Pap.* 887, 31. dicere *Marcus Ulp.* 23, 26. *Ulp.* 252, 33. 427, 1. 440, 30. 547, 11. 127, 33. 570, 33. est (fore *sim.*) *Iav.* 157, 13. 956, 3. *Pomp.* 506, 32. 706, 11. 512, 34. 534, 13. *Afr.* 694, 24. *Gai.* 444, 6. *Ulp.* 416, 10. 606, 33. 373, 1. *Paul.* 487, 9. 488, 22. 125, 37. 280, 3. existimare *Pomp.* 922, 10. *Ulp.* 457, 3. facere *Marcell.* 356, 31. *Scaev.* 671, 30. 783, 13. *Pap.* 205, 10. *Paul.* 510, 33. 522, 6. 1, 21, 13. se habet *Paul.* ad *Lab.* 422, 3. 528, 23. 388, 10. habetur *Ulp.* (Trib.) 817, 1. iudicare *Ulp.* 623, 20. movet *Marcian.* 836, 3. observatur *Ner.* 588, 22. *Pomp.* 706, 11. placet *Gai.* IV, 29 (contra *suppl.*). *Ulp.* 607, 11. probatur *Gai.* II, 78. *Paul.* 758, 37. pronuntiare *Gai.* (625, 37). *Ulp.* 737, 33. putare *Proc.* 24, 6. *Iav.* 525, 33. 77, 40. *Pomp.* 437, 36. 545, 27. *Marcell.* not. ad *Iul.* 834, 10. *Ulp.* 837, 37. *Paul.* 189, 33. 503, 33. referre *Ulp.* 756, 2. rescribere *Ulp.* 25, 27. 538, 33. respondere *Ulp.* 233, 10. scribere *Ulp.* 45, 1. 282, 1. 877, 22. 137, 33. sentire *Iav.* 159, 3. 190, 33. *Cels.* 540, 4. *Gai.* 428, 1. III, 156 (ex comi.). *Ulp.* 153, 37. 721, 37. *Paul.* 194, 20. 205, 3. statuere *Ner.* 525, 3. *Afr.* 754, 30. *Ulp.* 696, 31. videtur *Gai.* 664, 6. *Scaev.*

not. ad Marcell. 628, ff. Paul. 955, ff. — B. *Nude positum*. Labeo contra Jav. 751, ff. simil. 866, ff. 99, ff. 124, ff. 131, ff. 943, ff. Pomp. 262, i. 493, ff. Ven. 610, ff. Ulp. 184, ff. 538, ff. 600, ff. Paul. 202, ff. — C. *interdum fere non vel, si praecedat sententia negativa, — tamen*. cf. Lab. 714, ff. 956, ff. Cels. 537, ff. Pomp. 623, ff. Gai. 625, ff. Marcell. 510, ff. Tryph. 900, ff. Ulp. 154, ff. 187, ff. 605, ff. 649, ff. Paul. 277, ff. 518, ff. Marcian. 175, ff. (ff. 541, ff.) ~ immo contra Paul. ad Lab. 421, ff. 124, ff. 133, ff. 338, ff. 501, ff. 526, ff. 758, ff. — D. contra quam Pap. 542, ff. 2. Ulp. 602, ff. 604, ff. vat. 77. Paul. 650, ff. — II. — *rursus, vice versa, at. A. Nude positum*. 1) *initio enuntiati*. Cels. 273, ff. Marcell. 494, ff. Paul. 189, ff. vat. 304. contra si Jul. 392, ff. Afr. 385, ff. Ven. 565, ff. Scæv. 860, ff. Call. 420, ff. Ulp. 353, ff. Paul. 168, ff. 270, ff. 315, ff. 369, ff. 391, ff. 527, ff. 719, ff. — 2) *in media sententia*. Maecian. 253, ff. Ulp. 152, ff. 604, ff. Paul. 357, ff. — B. *cum aliis coniunctionibus coniunctum*. contra autem Jul. 22, ff. Afr. 226, ff. Ulp. 223, ff. 687, ff. 860, ff. Paul. 438, ff. 162, ff. 293, ff. 479, ff. 650, ff. 673, ff. vat. 309. contra etiam Scæv. 432, ff. contra quoque Pomp. 354, ff. Scæv. 101, ff. Ulp. 481, ff. Paul. 103, ff. 195, ff. 298, ff. 316, ff. 853, ff. contra vero Gai. 677, ff. III, 113, 113. ~ an contra Marcian. 136, ff. at contra Pomp. 494, ff. Marcell. 664, ff. aut contra Ulp. 736, ff. 477, ff. Paul. 594, ff. (del. 1). 389, ff. et contra Cels. 712, ff. Jul. 903, ff. 218, ff. 643, ff. Ven. 614, ff. Gai. I, 82. II, 175. IV, 109. Scæv. 673, ff. Ulp. 153, ff. Paul. 55, ff. 162, ff. 410, ff. 486, ff. 659, ff. 359, ff. 381, ff. item contra Afr. 233, ff. Gai. 93, ff. I, 81. nec contra Marcian. 92, ff. sed contra Marcell. 494, ff. (om. F). sed contra non Ulp. 880, ff. sed et contra Gai. 641, ff. sed non contra Gai. 69, ff. sive contra Ulp. 797, ff. 895, ff. vel contra Pomp. 705, ff. 706, ff. 667, ff. Gai. 264, ff. 477, ff. III, 112. Marcell. 494, ff. 212, ff. Pap. 717, ff. Call. 877, ff. Ulp. 77, ff. 115, ff. 213, ff. 236, ff. 46. 264, ff. 416, ff. 614, ff. 697, ff. 698, ff. 708, ff. 12. 744, ff. 811, ff. 854, ff. 879, ff. 899, ff. 12, ff. 144, ff. 288, ff. 578, ff. 579, ff. 580, ff. 583, ff. 599, ff. 606, ff. 623, ff. 624, ff. 639, ff. 810, ff. Paul. 369, ff. 704, ff. 211, ff. 742, ff. ff. 401, ff. 406, ff. 469, ff. 479, ff. 541, ff. — C. *cum verbis coniunctum*; contra eveniet Ulp. 442, ff. praestare Ner. 74, ff. reddere Paul. 574, ff. vindicare Gai. I, 134. II, 24.

contractus. alienus, aliqui, alius, antiquior, avitus, certus, condicionalis, damnosus, diversi, duo, físcalis, hereditarius, imaginarius, incertus, licitus,

novus, paternus, praesens, primus, prior, privatus, proprius, provincialis, publicus, quicunque, similis, superior, suus, talis, totus, varius, vetus, velustior, unus; bonae fidei, certi, commodati, depositi, incerti, locati, operarum, pignoris, v. s. h. verb. — Ad def. Ulp. 63, ff. 22. 935, ff. Paul. (167, ff.). — I. *Nominat. contractus legem ex conventionne accipiunt* Ulp. 469, ff. constat ex uno latere Ulp. 550, ff. contingit personam Pap. (106, ff.). convalescunt nudo consensu Ulp. (562, ff.). dedit legem Ulp. 958, ff. descendit ex persona patris Ulp. 546, ff. descendit ex bona fide Paul. (II, 17, 13). desiderant neque verba neque scripturam Ulp. 562, ff. est Jul. 361, ff. (neque donatio neque pecunia credita). Scæv. 770, ff. (provincialis). Ulp. 127, ff. 934, ff. est alius Paul. 103, ff. est antiquior Mod. 714, ff. est nullius momenti Maecian. 645, ff. est nullus, qui non habeat in se conventionem Ulp. 62, ff. est primus Ulp. 470, ff. est similis tutori et debitori pupilli Pap. 718, ff. est talis Ulp. (Trib. 1) 563, ff. sunt tales Ulp. 490, ff. est unus Ulp. 698, ff. Paul. 103, ff. 467, ff. est ex defuncto Maecian. (253, ff.). excedit depositae pecuniae modum Paul. 476, ff. existunt Ulp. 575, ff. fit Ulp. (Trib. 1) 558, ff. 775, ff. incidit in tempus, quo maior efficitur Ulp. 125, ff. intercedit Paul. (426, ff.). Mod. 586, ff. intervenit Ulp. (Trib. 1) 358, ff. latet eos, ad quos administratio pertinet Scæv. (Trib. 1) 770, ff. manet Ulp. 626, ff. non optinent iuris vinculum Mod. 648, ff. non patitur (utiliter?) hac conventionne, ut Ulp. 547, ff. pertinet ad peculium Ulp. 442, ff. 21. praecedit Marcian. (582, ff.). recipiunt dolum malum, dolum et culpam Ulp. 958, ff. respicit ad me Ulp. (442, ff. s.). (non) valet Ulp. 131, ff. 774, ff. — II. *Accusativ.* contractum (contractus) conplectitur (praetor) Ulp. 357, ff. comprobare Ulp. 434, ff. confirmare Ulp. 775, ff. Paul. 654, ff. continent in se verba Ulp. 560, ff. exponere Ulp. 436, ff. improbare Ulp. 434, ff. infirmare Herm. 883, ff. instituere Ulp. (357, ff.). miscere cum fisco Paul. 752, ff. perficere Pap. vat. 262. ratum habere Ulp. 453, ff. renovare Pomp. 536, ff. Ulp. 64, ff. Paul. 68, ff. solvere Pap. 718, ff. 44. tollere Paul. 68, ff. ~ ad contractum (contractus) pertinet Afr. 447, ff. Ulp. 335, ff. 357, ff. 560, ff. 934, ff. proficit Paul. 68, ff. refertur 'quod iussu' Ulp. 688, ff. ~ ante contractum Ulp. 457, ff. ~ in contractum interpositus heres Maecian. 253, ff. obligata res Scæv. 589, ff. succedere Marcian. 824, ff. transit res Ulp. 63, ff. ~ ob contractum pactum bonorum interponere Pap. 595, ff. ~ post contractum Tryph. 594, ff. ~ propter

contractus *Paul.* 509,31. — **III. Genetivus.** contractus (contractuum) appellationes nullae iure civili proditae sunt *Iul.* (575,13). causa *Paul.* 703,31. commodum *Ulp. (Trib.)* 546,14. exordium *Pap. rat.* 9. fides *Pap.* 576,36. 141,38. *Sec. et Ant.* *Ulp.* 564,30. *Ulp.* 266,11 (bona f.). 421,34. *Paul.* 649,15 = V, 12, 11. 11, 17, 13 (14). *Herm.* 171,30. *genus Lab.* 525,35. *Cels.* 377,26. *Ulp.* 172,31. hypotheca *vid.* pignus, ingressus *Ulp.* 63,25. initium *Pomp.* 514,22. *Pap.* 525,37. *Ulp.* 471,20. 481,16. *Paul.* 434,37. instar *Ulp.* 593,37. instrumenta *Paul.* 97,38. lex *Pap.* 476,21. 576,23. *rat.* 8. limen *Pap. rat.* 12. natura *Ulp.* 63,34. negotium *Ulp.* 578,31. nomen *Ulp.* 63,13. (*Trib.*?) 574,7. nomine *Paul.* 426,1. origo *Paul.* 133,22. pecunia *Pap.* 718,35. pignus *Scæv.* 601,30. pignora vel hypothecae *Pap.* 106,13. quantitas *Ulp.* 395,16. scriptura *Paul.* V, 25, 6. tempus *Paul.* 526,35. — **IV. Dativus.** contractui (contractibus) consonat *Scæv.* 557,8. continentur pacta conventa *Pap.* 524,11. formam contrahentes dant *Ulp.* 658,3. inest doli praestatio vel bona fides *Ulp.* (965,30). inseruntur dubitationis tollendae causa *Pap.* 495,21 = 962,4. legem dant pacta *Ulp.* 63,23. lex dicitur *Pap. rat.* 11 = *Ulp.* 550,30. obest *Mod.* 413,22. utiles se exhibent proxenetae *Ulp.* 931,35. — **V. Ablativus.** contractu (contractibus) duo rei fieri possunt *Pap.* 678,38. intercedere *Ulp.* 459,28. obligantur pignora *Pap.* 718,30. utrumque praestatur (*scil.* dolus et culpa) *Mod. coll.* 10, 2, 1. redigere persecutionem ad initium alterius petitionis *Ulp.* 137,6. vendere *Paul.* 827,38. ~ a contractu discedere *Scæv.* 138,8. *Ulp.* 526,30. recedere *Ulp.* 411,6. *Paul. not. ad Pap.* 524,30. ~ de contractibus *Paul.* 11, 3 ff. de contractu (contractibus) agitur *Paul.* 369,10. cogitare *Pap.* 495,11. ~ ex contractibus pluribus unus *Flor.* 723,45 (ex om. F). ex contractu (contractibus) agere *Gai.* IV, 7. 80 (*suppl.*). 80. *Scæv.* 541,38. *Ulp.* 442,3. actio est *Ulp.* 644,27. 27. actio acquiritur *Pomp.* 515,23. actio competit *Gai.* IV, 113. *Ulp.* 171,30. actio constituta est *Gai.* 642,38. actio datur *Ulp.* 430,31. *Paul.* 645,39. instituuntur actiones *Gai.* 297,4. nascuntur actiones *Gai.* 641,33. (*Trib.*?) 38. *Ulp.* 374,22. actiones proficiscuntur *Paul.* 84,13. actio venit *Pomp.* 465,8. *Ulp.* 294,21. 609,21. *Paul.* 647,36. cautiones *Scæv.* 72,26. condemnari *Scæv.* 776,27. *Paul.* 541,38. condicere *Ulp. (Trib.)* 358,22. conductio competit *Ulp. (Trib.)* 358,25. consequi *Ulp.* 608,3. controversia est *Scæv.* 389,8. conveniri *Scæv.* 887,41. *Pap.* 694,35. *Call.* 877,35. *Ulp.* (422,13). 442,11. 633,36. *Paul.* 556,37. 905,3.

Mod. 539,8. credere *Ulp.* 357,11. in creditum abire *Ulp.* 432,27. pecunia credita fit *Afr.* 490,26. dare usuras *Paul.* 638,2. debere *Scæv.* 165,38. *Pap.* 161,41. *Call.* 875,36. *Ulp.* 396,29. 439,27. 442,3. *Paul. (Trib.)* 467,15. 11, 5, 3. debitorem esse *Gai.* IV, 182. *Paul.* 185,16. debitum *Ulp.* 396,37. deducere *Ulp.* 442,3. defendi *Ulp.* 555,3. descendit dolus *Ulp.* 473,31. exceptio *Ulp.* 63,30. exceptionem sibi acquirere paciscendo *Ulp.* 64,8. iuvare *Ulp.* 416,33. locupletiores fieri *Ulp.* 461,38. 632,33. obligari *Gai.* 775,22. 641,39. 33. 642,5. 3. 930,45. IV, 2. 38. *Ulp.* 338,30. 442,13. 643,2. *Paul.* 646,36. *Mod.* 586,3. obligatio *Gai.* 641,32. 111, 182. obligationes consistunt *Gai.* 111, 91. obligationes contrahuntur *Gai.* 639,38. obl. nascuntur *Gai.* 639,37. 111, 88. 89. 163. originem trahunt quae gerimus *Paul.* 642,36. peculium habere *Paul.* 426,5. petere *Ulp.* 358,28. promissio iudicio sistendi gratia facta (vadimonium factum *Pap.*?) *Ulp.* 55,27. pretium redactum *Tryph.* 596,37. recipere quid *Ulp.* (357,11). relevare *Ulp.* 705,39. remanserunt *Marcell. (epist.)* 400,4. *Scæv.* (*regist.*) 72,30. restitui in integrum *Ulp.* 876,21. solvere *Ulp.* 704,36. succedere in locum aliorum *Scæv.* 630,38. teneri *Gai.* 641,35. *Pap.* 670,8. *Ulp.* 442,12. venit res *Ulp.* 166,37. ~ in contractu (contractibus) actio est *Ner.* 456,30. capi *Ulp.* 128,10. convenit quid *Ulp.* 958,38. debentur usurae *Paul.* 644,8. *Marcian.* 640,20. non deputatur donationis species *Mod. (Trib.)* 412,18. desideratur instrumentorum oblatio *Paul.* 11, 17, 13 (14). idein dicimus *Paul.* 68,22. dissolvitur pactum conventum alio pacto *Paul. cons.* 4, 4. exigitur bona fides *Tryph.* 477,26. exprimitur hoc 'ut manumittatur' *Ulp.* 421,36. dolo facere *Ulp.* 129,2. *Paul.* 631,3. hypothecae res dari possunt *Marcian.* 582,18. non impossibile puto hoc pactum *Ulp.* 72,35. initium inspicendum *Ulp.* 506,11. iubere *Ulp.* 457,25. obligare *Gai.* 640,39 = 111, 137. *Ulp.* 923,8 (fideiussores). praestare *Ulp.* 401,38 (dolum, culpam). *Paul.* 496,21 (bonam fidem). privilegium habere *Ulp.* 426,33. puniendum dolum eius qui sciens retineat *Afr.* 753,38. quaestiones est, an de peculio an in solidum pater vel dominus teneantur *Ulp.* 445,13. scire *Paul.* 700,33. id sequitur, quod actum est *Ulp.* 959,5. servatur *Afr.* 31,35. sufficit traditionis tempus *Paul.* 526,33. teneri *Ulp.* 965,46 et 966,17 (in solidum). usucapere *Paul.* 526,34. ~ pro contractu omnem obligationem habendam *Paul.* 167,21. — (contractus — delictum: *Pomp.* 465,6. *Gai.* 111, 88. IV, 2. *Ulp.* 171,30. contractus — maleficium: *Gai.* 297,4. 641,39. 33. 11, 80. *Ulp.* 166,32. actionum quaedam ex con-

tracti, quaedam ex facto, quaedam in factum sunt *Ulp.* 644, ff. — *U. corr.* *Tryph.* 542, ff.

contradico. *Vid. etiam contra pag. 396, 3f.*

I. Absolute positum. trib. consentiendo vel non contradicendo *Cels.* (Trib.) 20, 12. *cf. Ulp.* 88, c. 805, 22. invitum accipere debemus non cum tantum qui contradicidit, verum eum quoque qui consensisse non probatur *Ulp.* 87, 19. *cf. Papir.* 910, ff. (quod). ff. *Pap.* 158, 2 (contradidentibus litigatoribus). 933, i (ob tributa praeteriti temporis). — **II. Alicui.** *Pap.* 806, ff. 807, ff. *Ulp.* 126, 3 (quod). 352, 22. 365, 11. 332, 3 (petenti se in libertatem). 556, 41. *Paul.* 482, 12 (ei qui ad libertatem proclamant). *Mod.* 440, ff. (petenti libertatem). *U. in primis dictum de filia contradicente patri rei uxoriae agere volenti: Ulp.* 717, 11. 12. 16. 19. 721, 22. 725, 10. — **III. Alicui rei.** desiderio alterius *Ulp.* 79, 9. nominationi (filii ad decurionatum) *Ulp.* 902, ff. *scil. nuptiis Paul.* *eat.* 102. causae probationi (probationis ff) *Marcian.* 426, 9. — **IV.** contradicidit aliquo iudicio consuetudo firmata *Ulp.* 14, 5 (*corr.*).

contradictio. in promptu est *Marcell.* 712, ff. *U.* in modum contradictionis querellam inducere *Ulp.* 177, 9. mora contradictionis impeditus, quo minus liberaretur (tutela) *Tryph.* 792, 31.

contradictor. in iudicio libertatis: *Call.* 486, ff. *Ulp.* 481, ff.

contraho. **I. Proprie** = in unum cogere, efficere, colligere. si qua consulto in fundo congesta contractave sunt *Paul.* 130, 2. frumentum in usum militum, in annonae subsidia *Paul.* 872, ff. *U.* turbam *Ulp.* 767, ff. 768, ff. (*gloss.*). *U.* aureos quadringentos *Iul.* 28, 2. ex bonis *Iul.* 559, ff. — **II.** = admittere. crimen *Pap.* 413, ff. (perduellionis). 800, 2. *Ulp.* 378, 2. 899, 4. 406, ff. *Paul.* 649, 16 (falsi). *Marcian.* 410, ff. 803, ff. (maiestatis). *Mod.* 799, 49. culpam *Pap.* 105, 4. damnum *Scæv.* 772, ff. delicta *Pap.* 11, 19. fraudem *Pap.* 405, 4. incestum *Pap.* 814, 3. 815, 29. stuprum *Pap.* 180, ff. — **III.** = constituere. adfinitatem *Pap.* *rat.* 262. cognationes *Ulp.* 658, 30. contubernium *Paul.* 11, 19. 6. matrimonium *Cels.* 660, 21. 22. *Iul.* 658, 30 (m. vel nuptias). *Gai.* 1, 75. 76. 80. 80. 87. *Clem.* (Trib.) 681, 16. *Scæv.* (*epist.*) 497, 3. 714, 11. 16. *Pap.* 661, 22. 29. 413, 13 unde rest. *rat.* 253. 6. 814, ff. *Tryph.* 823, 25. *Ulp.* 672, 7. 703, 29. 553, 1. V, 6 = coll. 6, 2. 2. V, 7 = coll. 6, 2. 4. V, 10. VII, 4. XVI, 2. *Paul.* (Trib.) 658, 17 (m. vel nuptias). 659, 3. 31. 22. 667, 6. 668, 18. 674, 13. 11, 19. 2. 2. (6). 7. 7. *eat.* (102). coll. 6, 3, 1. *Dir. Fr.* *Marcian.* 665, 16. *Mod.* 740, 2. nuptias *Iul.* (657, 2. 658, 30). *Gai.* 1, 59. 59. 64. *Marcell.* 664, 29. *Scæv.*

714, 30. *Pap.* 661, 22. 23. 683, 17. 725, 21. 807, ff. *Tryph.* 667, 22. 684, 22. *Ulp.* 243, 22. 656, 30. 658, 24. 698, 10. V, 2. XI, 22. *Paul.* 641, 22. 657, 21. (658, 17). 662, 1. 663, 22. 666, 12. 673, 4. 683, 30. 316, ff. *Marcian.* 37, ff. 842, ff. *Mod.* 352, 2. 906, ff. sponsalia *Iul.* 657, 2 (sp. sicut nuptias). *Paul.* 11, 19, 1. *Mod.* 657, 2. — **IV.** *Obligationem inire cum altero. ad defn. vid. Ulp.* 935, ff. 13. *Paul.* 167, 22. **A. Absolute dictum.** *Ed. Ulp.* 553, ff. *Pomp.* 515, 22. 685, ff. (filius fam.). *Gai.* 422, 30 (institor). (Trib.) 641, ff. *Pap.* 105, 22. 595, 20 (sub pignore). 777, 14. 797, ff. (papillas). *Ulp.* 138, 40. 361, 40. 415, 9. 424, 10. 22. 21. 428, 4. 432, 14. 22. 22. 438, 2. 442, 12. 462, 2 (filius fam.). 527, 2 (pure). 528, 14. 633, 2 (servus). 761, 20 (male). 804, 21. 545, 12. 546, ff. (impubes). 556, ff. 560, 2. 732, ff. (935, 19). 965, 13. *Paul.* 61, 27. 27. 136, 19. (167, 21). 589, 22. 546, ff. 642, ff. 672, ff. 695, 13. *eat.* 102. *U.* non verbis, sed consensu *Paul.* 559, 4. consensu nudo *Pomp.* (714, 30). re *Pomp.* 714, 13. verbis *Pomp.* (714, 30). *Ulp.* (698, 2. 722, 1). *et ceteros locos vid. a. consensum, res, verbum. U. eadem lege Pap. rat.* 14. iure *Gai.* (963, 3). *Marcian.* 824, 1. eo iure *Pap. rat.* 14. iudicio *Ulp.* 437, 12. 23. *U.* in iussu patris dominie *Gai.* IV, 74. *cf. Paul.* 362, 4. *Marcian.* 640, 22. sine iussu patris *Ulp.* 126, 2. 342, ff. aive sua voluntate sive iussu eius in cuius potestate erit *Ed. Ulp.* 430, 17. patris voluntate *Ulp.* 433, 22. *U.* quo tempore *Scæv.* 630, ff. *Paul.* 662, 13 = 965, ff. hoc tempore *Paul.* 167, 22. ante legationem *Ulp.* 165, 1. *cf. Macer* 37, 2. per id temporis, quo propositum non erat *Ulp.* 424, 22. *U.* in eo loco *Iul.* 643, ff. ibi *Ulp.* 164, 20. 20. 21. ubi *Gai.* 549, ff. *Pap.* 170, 2. 634, 2. eo loco *Gai.* 549, ff. in Italia *Pap.* 169, 21. in municipio *Ulp.* 906, ff. extra provinciam suam *Ulp.* 165, 2. *U.* contrahentes contractui formam dant *Ulp.* 658, 2. decipientur *Ulp.* 415, 21. *cf. 424, 31. 803, 19. ignorant Pap.* 363, 2 (tenere conditionem). 669, 14 (rei veritatem). sentiunt de hoc quoque casu *Paul.* 955, ff. inter contrahentes actum, agitur *Marcell.* 492, 2. *Scæv.* 272, 13. *Pap.* 71, 22. 691, 7. *Ulp.* 528, 2. 546, 30. 678, ff. *Paul.* 641, 7. convenit *Pap. rat.* 15 (*ex con.*). *Paul.* 11, 5, 2. contrahentium (utriusque contrahentis) actas *Mod.* 657, 2. affectus *Iav.* 648, 2. commodum *Afr.* 31, ff. consensus *Paul.* 479, 2. nna pars *Pomp.* 536, 10. potestas *Dir. Fr.* *Pap.* 524, 10. sententia *Pap.* 668, 13. voluntas *Scæv.* (Trib.) 272, 11. *Pap.* 952, 14. *Ulp.* 688, 2. 689, 2. utilitas *Paul.* 583, 20. *Mod.* coll. 10, 2. 1. 2. contrahentibus licet se circumvenire *Ulp.* 131, 2. dat praeposito certam legem *Ulp.* 416, 12. *U.* contra

hendi animus *Paul.* 388, 20. causa *Iar.* 648, 7. *Ulp.* 415, 12. ad contrahendum auctor factus *Ulp.* 804, 22. in contrahendo admittere delictum *Afr.* 618, 1. agitur *Pomp.* 357, 21. auctorem esse *Ulp.* 804, 19. convenit *Paul.* 395, 41. exceptum *Paul.* 71, 34. secutus personam mulieris *Pap.* 465, 19. — **B.** *alicui.* tibi *Ulp.* 461, 31. *Ulp.* cum aliquo. *Ed. Ulp.* 138, 27. *Pomp.* 404, 28. 200, 18. 648, 18. 711, 16. *Afr.* 753, 37. *Gai.* IV, 74. *Pap.* 465, 20. *Ulp.* 99, 22. 130, 41. (*Trib.*) 139, 1. 423, 20. 451, 27. 457, 22. 461, 26. 472, 22. 342, 58. 556, 18. 562, 8. 644, 38. 958, 1. *Paul.* (418, 6). 571, 12. 800, 11. II, 1. 4. 4. cum absente *Gai.* (*Trib.*) 641, 36. cum coherede *Paul.* 315, 22. cum defuncto, non cum herede *Ulp.* 348, 24. cum deportato *Marcian.* 862, 1. cum discipulis eorum, qui officinis tabernis praesunt *Paul.* II, 8, 3. cum domino *Ulp.* 167, 20. *Gai.* 67, 12 (cum patre dominove). cum exercitore *Ulp.* 417, 20. cum feminis *Paul.* 462, 12. cum minus idoneis fideiussoribus *Ulp.* 807, 48. cum eo qui in aliena potestate est *Gai.* 430, 7. *Ulp.* 430, 25, 27. cum filio *Gai.* IV, 72. 74* (*suppl.*). *Ulp.* 130, 22. 430, 32. 437, 18. 447, 27. (342, 38). 556, 38. cum fisco *Ulp.* 881, 18. *Marcian.* 823, 17. 824, 1. cum herede *Gai.* 641, 38. *Ulp.* (348, 21). *Paul.* 466, 2. 6. cum institore *Gai.* (IV, 71). *Ulp.* (415, 8). 417, 7. 422, 19. 424, 14. 15. 29. 30. 32. 31. (427, 27). *Paul.* 425, 88. 29. 41. 426, 2. cum impubere *Ulp.* 436, 10. 27. 804, 23. cum legatariis *Ulp.* 958, 1. cum libero *Paul.* 362, 19. cum magistro *Gai.* 417, 29. *Ulp.* 415, 6. 8. 14. 416, 26. 22. 417, 8. *Paul.* 418, (e). 8. 11. 14. cum minore *Ulp.* 125, 20. 130, 1. 26. *Paul.* 133, 8. cum muliere *Afr.* 463, 11. *Ulp.* 460, 8. 461, 32. cum nauta *Ulp.* 415, 12. 15. cum pupillo *Gai.* 775, 25. *Ulp.* 131, 17. 546, 22. 28. 31. cum servo *Afr.* 446, 31. 447, 1. *Gai.* 443, 38. 40. 444, 12. 14. (IV, 72. 74* *suppl.*). *Ulp.* 167, 19. (417, 7). 427, 37. 436, 21 (hereditario). 23. 445, 2. 458, 2. 4. 342, 37. 546, 38. *Paul.* 458, 10. 20. cum sponso *Paul.* 376, 32. cum tutore *Pap.* 767, 28. *Ulp.* 620, 28. 546, 38. 634, 9. 13. cum vicario *Afr.* 456, 13. cum villico *Paul.* 425, 30. *Ulp.* inter (*om. P.*) quos *Tryph.* 477, 23. — **C.** per impubere *Ulp.* 127, 10. — **D.** quorum causa *Afr.* 753, 46. reficienda navis causa *Ulp.* 416, 1. donationis causa *Ulp.* (498, 22. 709, 6. 10). *Paul.* 564, 21. contemplatione donationis *Paul.* (II, 23, 4). eius rei gratia, cui praepositus fuerit *Gai.* IV, 71. *cf.* 72. *Ulp.* 423, 11. *cf.* 20. — **E.** ali- quid, id, quid, quidquid, quidque, quod *sim. Ed. Ulp.* 553, 38. *Pomp.* 685, 28 (servus). 38. 714, 13, 17. *Gai.* 443, 22 (iussu patris dominive). 963, 3 (iure). I, 193 (mulier) (IV, 71. 72). *Pap.* 768, 23 (dolo). 799, 36. *Ulp.* 164, 30. 165, 2. 560, 41.

698, 2. 722, 7. (935, 14). *Paul.* 418, 4. — *Specia- liter:* aes alienum *Lab.* 525, 15. *Iul.* 558, 38. *Gai.* 869, 27, 28. *Ulp.* 56, 28. *Paul.* 501, 1. auctoritatem *Paul.* V, 10. *R.* causam pecuniae *Pap.* 718, 18. con- ductionem *vid.* locationem. debita *Scaev.* 318, 22. depositum *Tryph.* 478, 10. dotis causa *Paul.* 668, 22. emptionem *Iul.* 529, 31. *Pomp.* 515, 3. 706, 2. *Afr.* 490, 28. *Gai.* 518, 21. 540, 15. *Pap.* 522, 26. 635, 22. *Ulp.* 513, 22. 529, 22. 579, 4. 709, 10. *Paul.* 513, 21. 533, 22. 536, 27. 537, 2. 540, 2. 621, 2. 526, 38. 527, 18. 18. *Lic. Ruf.* 524, 4. 7. *R.* 513, 3. emptionem et (vel) venditionem *Pomp.* 714, 18. *Gai.* 559, 7. III, 139 (*suppl.*). 139. 141. 145. 146. 147. 147. 147. *Paul.* 536, 20. 574, 22. *Marcian.* 582, 17. faenus illicitum *Ulp.* 550, 19. fiduciam *Gai.* II, 60. 60. *Ulp.* 371, 8. hypothecam *Iul.* 524, 1. *Gai.* 582, 7 (*R.* 581, 4. 588, 2). ius pignoris *Ulp.* (*Trib.*) 808, 20. locationem *Pomp.* 714, (18). 20. *Pap.* 712, 8. *Paul.* (564, 21). locationem et con- ductionem *Gai.* 559, 7. 565, 36. III, 142. 143. 143. 144. (145. 146). 146. (147. 147). 147. 162. *Marcian.* (582, 17). mandatum *Iar.* 344, 18. 32. *Afr.* 579, 31. *Gai.* 479, 11. *Ulp.* 457, 28. *Paul.* 479, 7. *Marcian.* (582, 17). mandati obligationem *Gai.* (III, 155). *Paul.* (92, 20). negotium *Afr.* 707, 28 (*del. Mo.*). *Cels.* 362, 23. *Iul.* 384, 21. 22. 776, 6. 6. 643, 13 (peculiare). *Pomp.* 515, 2. 648, 18. 651, 38. *Afr.* 568, 25. 678, 23. *Gai.* 19, 11. 640, 33 = III, 136. 641, 38. III, 90. *Marcell.* 711, 21. *Ulp.* 62, 22. 379, 8. 458, 18. *Paul.* 613, 38. 957, 17, 18. nomen, nomina *Paul.* 107, 22. 764, 16, 17. II, 8, 2. obligationem *Lab.* 572, 10. *Pomp.* 515, 7. *Afr.* 626, 28 (evictionis). *Gai.* 24, 22 = II, 14. 582, 10 = 649, 21. 639, 38. 640, 17. 38. *fere* = III, 136. 642, 4. II, 38. 81. 82. III, 83. 89. 90. 96. 119. 124. 138 (*gloss.*). 155. 157. IV, 131. *Scaev.* 526, 2. 631, 11 (evictionis). *Pap.* 590, 21. *Call.* 169, 16. *Ulp.* 321, 38 (jurisurandi). 411, 18. 649, 51. (*Trib.*) 7. *Paul.* 66, 38. 92, 20. 518, 2. 4. 590, 7. V, 7. 2. pecuniae causam *v. s.* permutationem *Paul.* 574, 22. pignus *Iul.* 524, 7. 1. 8. *Scaev.* 587, 1. 82, 30. 31. 32. *Pap.* 581, 20. 30. 591, 4. *Ulp.* 406, 23. 31. 408, 22. *Paul.* 694, 31. *Marcian.* 555, 18. pignoris obligationem *Paul.* (590, 7). ius pignoris *Ulp.* (808, 20). pignus vel hypothecam *R.* 581, 4. 588, 2. rem *Afr.* 568, 3. *Ner.* 456, 27. *Pomp.* 651, 22. *Gai.* IV, 71. *Ulp.* 430, 16. *Paul.* 156, 41. 175, 28. servitum *Iar.* 260, 19. societatem *Lab.* 512, 29. *Gai.* III, 152. 154. *Ulp.* 498, 22. 33. 500, 8. 503, 1. 504, 4. 507, 21. 577, 6. 10. 709, 8. *Paul.* 467, 32. 501, 22. 510, 10. 511, 15. stipulationem *Scaev.* 631, 6 (evictionis). *Ulp.* 649, 4. (*Trib.*) 520. *Paul.* 484, 17 (de evictione). venditionem *Iul.* 530, 4. *Afr.* 613, 15. *Pap.* 683, 20. *Ulp.*

607, 13. *Paul.* 540, 9. 484, 17. 967, 18. II, 23, 4. *cf. etiam* emptionem.

contrarius. I. *proprie de loco:* inter cam insulam et contrariam ripam *Paul. not. ad Lab.* 501, 5. — II. *transl.* = *diversus, repugnans.* 5
A. quid tam contrarium est servituti quam libertas *Pap.* 441, 30. *cf. Ulp.* 41, 37. 963, 34. contrarium est officio merces *Paul.* 479, 9. fides bona contraria est fraudi et dolo *Paul.* 498, 31. hoc b. f. iudicio contrarium est *Ulp.* 958, 30. contrarium ei (*del. Mo.*) est *Maec.* 871, 18. nec huic contrarium est quod *sim.* *Iul.* 219, 11. *Pomp.* 700, 39. *Afr.* 463, 8. *Pap.* 210, 6. 899, 18. *eat.* 14 (*ex con.*). *Paul.* 206, 3. nec his contrarium esse quod *Afr.* 689, 18. nec hoc c. est superiori *Maecian.* 209, 18. haec non esse contraria *Ulp.* 846, 13. nec esse hoc contrarium quod *Marcian.* 579, 48. nec (non) contrarium est quod *Maecian.* 209, 18. *Pap.* 246, 13. 263, 31. *Paul.* 433, 1. 498, 39. ~ inter se contraria sunt *Iul.* 174, 3. *Pap.* 542, 35. *Paul.* 340, 8. ~ contrarium actum est *Ulp.* 562, 1. *Mod.* (*Trib.*?) 62, 35. adprobatur (*semper suspectum*) *Iar.* 680, 7. *Scac.* 228, 41. 79, 18. 150, 18. *Tryph.* 172, 33. *Ulp.* 64, 37. dicimus *Iul.* 408, 18 (*priori*). placuit *Ulp.* 54, 2. scriptum fuerit *Marcian.* (*Trib.*?) 240, 33. sensisse testatorem approbatur *Ulp.* (*Trib.*?) 158, 13. — B. contraria actio *Ulp.* 269, 29. *Paul.* 404, 35. commodati *Gai.* 406, 3. *Paul.* 404, 35. 406, 35. 25. negotiorum gestorum *Ulp.* 104, 5 (*directa et c.*). 641, 9. mandati *Pap.* 495, 15. *Ulp.* 484, 19. pigneraticia *Pomp.* 407, 8. 31. *Afr.* 753, 33. *Ulp.* 406, 40. 410, 35. 411, 6. 31. 24. 625, 1. *Paul.* 409, 30. 694, 33. *Marcian.* 412, 30. tutelae *Pap.* 718, 13. *Ulp.* 800, 37. 802, 10. 13. R 800, 36. contrarius actus *Iul.* 678, 14. 18 (*obligationi*). contraria condicio *Iar.* 362, 35. *Iul.* 167, 13. 462, 4. *Gai.* 18, 30. 199, 37. *Maecian.* 849, 31. 31. *Flor.* 167, 33. sub contrariis conditionibus *Cels.* 42, 13. *Pap.* 273, 13. 725, 13. *Ulp.* 267, 3. contrario consensu *Ulp.* 959, 13. *Paul.* 536, 30. contraria destinatione *Gai.* II, 169. dissensu c. *Pomp.* 714, 30. contrario exceptio *Paul.* 622, 33. fortuna *Scac.* (*test.*) 254, 5. contrarium genus his (*sc. liberis*) *Ulp.* 2, 2. contrarium iudicium *Gai.* IV, 174. 177. 178. 178. 179. 180. 181. ~ *Ed. Iul.* 82, 4. *Gai.* 405, 30. *Ulp.* 84, 11. 12. 101, 6. 8. commodati *Afr.* 406, 15. *Ulp.* 402, 37. *Paul.* 405, 11. 15. depositi *Ulp.* 473, 15. mandati *Gai.* 93, 31. *Ulp.* 215, 3. 484, 3. 14. *scil.* fiduciae *rel.* pignoris *Ulp.* 408, 13. 410, 31. *Paul.* 409, 31. 33. tutelae *Cels.* 134, 31. *Iul.* 802, 7. *Ulp.* 800, 36. 37. 801, 3. 6. 9. 11. 12. 14. 17. 24. 35. 37. 43. 43. 803, 12. contrarium ius *Gai.* 963, 4. *Paul.* 890, 39. iusiurandum de calumnia *Paul.* II, 1, 2. latus

Ulp. 383, 33. contrariae leges *Paul.* 13, 33. contraria mens *Ulp.* 123, 3. 137, 33. contraria ministeria *Ulp.* 221, 35. contraria natura superioribus (lapillis) *Ulp.* 152, 4. necessitas voluntati *Ulp.* 113, 16. contrario nomine *Paul.* 951, 34. pars corporis naturae contraria *Ulp.* 936, 33. contrarium studium favore libertatis *Scac.* (*Trib.*?) 432, 19. contraria sententia *Pap.* 627, 33. *Tryph.* 900, 33. *Ulp.* *eat.* 82. *Paul.* 663, 30 (*legis*). c. verba *Maecian.* 849, 35. contraria voluntas *Gai.* II, 151 (*suppl.*). *Scac.* (*Trib.*?) 132, 33. *Pap.* (*Trib.*?) 25, 33. *Ulp.* 92, 2. 221, 35. (*Trib.*?) 457, 29. 869, 13. 877, 36. (*Trib.*?) 4, 18. (*Trib.*?) 94, 3. (*Trib.*?) 442, 33. *Paul.* 433, 15. 719, 15. 859, 2. 909, 11. — C. 1) in contrarium accipi *Ulp.* 363, 33. actum est *Pomp.* 408, 3. 545, 35. *Ulp.* 254, 35. *Paul.* 533, 25. 507, 15 = 965, 34. 965, 13. 33. concipiuntur exceptiones *Gai.* IV, 119 (quam affirmat is cum quo agitur). ducit ratio *Paul.* 665, 35. pacti sumus *Gai.* IV, 126. 126. trahit ratio *Ulp.* 203, 35. me vocat sententia *Pap.* 542, 31. ~ *ferè* = per contr., e contrario: *Maecian.* 253, 1. *Paul.* 498, 33. *Marcian.* 599, 35. 42. at in contr. *Paul.* 725, 17. et in contr. *Mod.* 352, 37. in contr. quoque *Afr.* 446, 31. idem in contr. *Scac.* 672, 37. — 2) per contrarium *Ulp.* 254, 30. 817, 3. 879, 4. 116, 3. 748, 13. idem per contr. *Ulp.* 650, 3. an per contr. *Marcian.* 241, 35. per contr. autem *Ulp.* 89, 30. 763, 17. 301, 33. 860, 33. *Marcian.* 177, 31. ergo per contr. *Ulp.* 270, 3. ergo et per contr. *Ulp.* 550, 15. et per contr. *Ulp.* 233, 35 (*o contrario?*). 610, 6. 688, 4. ita per contr. *Ulp.* 134, 4. 396, 33. nam per contr. *Ulp.* 243, 31. quemadmodum per contr. *Ulp.* 44, 35. 132, 37. 737, 10. quin immo per contrarium *Ulp.* 796, 4. per contr. quoque *Ulp.* 77, 31. 505, 16. 548, 35. 702, 7. 737, 30. 845, 33. sed et per contrarium *Ulp.* 658, 35. — 3) e contrario. idemque e contr. *Afr.* 378, 33. *cf. Pomp.* (*Trib.*?) 719, 30. *Ulp.* 700, 35. (718, 6). *Paul.* 315, 35. 659, 3. e contr. non potest dici *Pap.* 717, 18. non idem e contr. *Marcian.* 92, 4. e contr. autem *Maecian.* 209, 13. *Pap.* 717, 33. et e contr. *Cels.* 272, 36. *Iul.* 659, 18. *Gai.* III, 93. *Pap.* 679, 3. *Ulp.* (233, 22?). 876, 31. *Marcian.* 15, 37. ita et e contr. *Afr.* 753, 35. nam e contr. *Paul.* 498, 35. nam et e contr. *Pap.* 629, 29. *Paul.* 202, 33. nam e contr. quoque *Pap.* 693, 35. e contr. quoque *Ulp.* 718, 6. sed e contr. *Paul.* 484, 14. sicut e contr. *Iul.* 174, 3. sicut et e contr. *Afr.* 856, 35. vel e contrario *Ulp.* 90, 25. ex contrario *Gai.* 500, 17. *Marcell.* 212, 33. *Pap. coll.* 4, 8, 1. *Paul.* 71, 31. 206, 35. 504, 33. ex contr. non est accipiendum *Pomp.* 47, 34. dicebatur *Paul.* 106, 33. idem est

Paul. 110, 11. eadem ratione *Gai.* I, 80. aut ex contr. *Paul.* 162, 1. ex contr. autem *Ulp.* 556, 1. et ex contr. *Iul.* 425, 11. 678, 1. *Gai.* II, 83. *Paul.* 626, 1. 689, 1. nam ex contr. *Iul.* 706, 11. ex contr. quoque *Ulp.* 90, 1. 546, 11. 649, 11. rursus ex contr. *Gai.* II, 52. sed ex contr. *Ulp.* 416, 11. sicut ex contr. *Iul.* 643, 11. *Afr.* 109, 11. *Paul.* 940, 11. vel ex contr. *Ulp.* 77, 11. *Paul.* 625, 11.

contractatio. adidea, fraudulosa *vid. s. his verb.* — furum est contractatio rei fraudulosa etc. *Paul.* 737, 11. secuta contractatio est *Ulp.* 750, 11. ~ adidea contractatione furis non magis furli actio nasci potest *Pomp.* 738, 11. ~ ex contractatione (vestimentorum) furum fecisse videtur *Paul.* 757, 11. = II, 31, 29. ~ sine contractatione furum non fit *Ulp.* 750, 11. *Paul.* 506, 1.

contractator. contractatori opem consilium tulit *Ulp.* 745, 11.

contracto. 1) saepe furum contractando fit *Paul.* 737, 11. ut contractet, involucrum solvit *Paul.* (*Ulp.* 1) 745, 1. ~ 2) quis. contractavit liber *Cels.* 393, 1. manumissus *Ulp.* (129, 11). 741, 11. 759, 11. ~ 3) quid. nihil lucris sui causa *Paul.* 735, 11. alienum quid ut lucrificeret *Ulp.* 754, 11. quod non furandi causa *Paul.* 743, 11. ~ argentam *vid. sacculum.* arborem lucrificandi causa *Paul.* 764, 11. corium et carmem *Iul.* 392, 11. corpus furandi animo *Pomp.* 756, 11. fructus post mortem testatoris perceptos *Ulp.* 760, 11. nummos *Ulp.* 746, 11. (falsus procurator). partum *Afr.* 753, 11. (ancilla fugitiva). *Ulp.* (760, 11). rem (alienam) *Gai.* III, 195. 198. 199. 209. *Tryph.* 393, 11. *Ulp.* 735, 11. *Paul.* 733, 11. (uxor post divortium). (*Ulp.* 1) 742, 11. (*Ulp.* 1) 743, 1. 11. 31, 1 *ferè* = coll. 7, 5, 2. rem communem celandi animo *Ulp.* 503, 1. rem depositam *Ulp.* 739, 11. *Paul.* 505, 11. res dominicas *Ulp.* 129, 11. (manumissus). rem furtivam *Ulp.* 748, 11. 751, 11. *Paul.* 754, 11. rem sibi pigneratam *Ulp.* 752, 11. rem pupilli *Tryph.* 772, 1. rem usufructuariam *Paul.* 742, 1. sacculum vel argentum signatum (depositum) *Paul.* 477, 11. = II, 12, 5 = coll. 10, 7, 5. segetem *Paul.* (*Ulp.* 1) 742, 11. tignum *Paul.* (*Ulp.* 1) 743, 11. uniones *Paul.* 743, 11.

contribuo. simul plura contribuuntur, ex quibus unum medicamentum fit *Pomp.* 494, 11. neque furli actio neque legis Aquiliae contributae sunt in hoc edicto (i. e. consumuntur actione ex hoc edicto data) *Ulp.* 765, 11. ~ in separatione bonorum: contribuere bona, praedia *Ulp.* 557, 1. 11. ~ in calculo hereditario, imprimis in inveniunda ratione legis Falcidia: bonis *Pap.* 205, 1. bonis donationes *Pap.* 420, 11. fideicommissa *Ulp.* 892, 11. fidei-

commissarios *Ulp.* 892, 11. legata *Iul.* 219, 11. *Gai.* 216, 11. (in unum). *Tryph.* 870, 1. *Ulp.* 222, 11. nomen legatum *Paul.* 207, 11. (ceteris).

contributio. 1) = tributum. ut pro portione temporis, quo lavationem non praestitisset, pecuniae contributio fieret *Alf.* 567, 11. onera annorum et contributionum temporariorum (temporalium dett.) sustinere *Mod.* 766, 1. ~ 2) = computatio. compensatio est debiti et crediti inter se contributio *Mod.* 467, 1. ~ a) in repetitione dotis: fructus .. non debent in contributionem venire *Ulp.* 718, 11. ~ b) in lege Rhodia: contributio debetur *Pap.* 420, 11. facta est *Paul.* 420, 1. ad contributionem teneri *Paul.* II, 7, 2. aequitas contributionis habebit locum *Herm.* 421, 11. contributio sarcitur *Paul.* 419, 1. (intributione *Paul.* II, 7, 1 loco gemino). ~ c) in calculo hereditatis: contributio admittenda est *Ulp.* 840, 11. capit formam et originem *Paul.* 204, 11. (legatorum). fit *Pap.* 56, 11. (pretii). *Paul.* 201, 11. ~ contributionem inducere *Pap.* 204, 11. in contributionem venire *Maecian.* 208, 11. 209, 1. *Pap.* 204, 11. ~ contributionis locus est *Pap.* 203, 11. teneri *Pap.* 420, 11.

controversia. I si controversia aquae insulam subverterit *Ulp.* 390, 1. ~ II. *Dissensus iuriconsultorum.* Sabini et Cassii et Proculi expositam esse in quaestione huiusmodi controversiam *Scaev.* 905, 1. ~ III. *Dissensus eorum, qui agunt inter se vel litigant.* 1. *Nominatio.* si controversia sit, erit, fuerit *sim. Ed.* *Ulp.* 381, 11. *Ulp.* 366, 1. 303, 11. 725, 1. *Paul.* 391, 11. controversia est alicui *Ven.* 603, 11. *Paul.* 954, 1. (corr. 1). cum aliquo *Gai.* 61, 11. inter aliquos *Pomp.* 372, 1. *Ven.* 618, 11. *Scaev.* 389, 1. (ex hoc contractu). *Ulp.* 220, 1. 617, 11. *Paul.* III, 5, 15. alicuius rei: bonorum *Paul.* 308, 11. status et hereditatis *Paul.* 308, 11. proprietatis inter litigatores *Ulp.* 589, 1. de aliqua re *Pomp.* 320, 11. 465, 1. *Gai.* 480, 11. 639, 11. IV, 14, 17. 17. *Ulp.* 48, 11. 52, 11. 182, 11. 304, 11. 537, 11. 574, 11. 608, 11. 748, 11. *Paul.* 182, 11. 308, 11. (954, 1. ex com.). *Marcian.* 789, 11. *Mod.* 942, 11. ab utraque parte de proprietate *Gai.* IV, 148. de patris hereditate cum pupillo *Ner.* 309, 11. de facto an de iure inter creditorem et pupillum *Pomp.* 372, 1. de proprietate inter mo et te *Afr.* 622, 1. *Gai.* 625, 11. *Scaev.* 497, 11. *Ulp.* 325, 1. 366, 11. *Marcian.* 186, 11. ~ est difficilior *Afr.* 545, 11. coepta *Ulp.* 175, 11. continet quasi status controversiam *Ulp.* (304, 11). fit *Ulp.* 305, 11. 537, 11. (rerum). fit alicui *Iul.* 308, 11. (paterna hereditatis). 309, 1. 3. 11. *Ulp.* 302, 11. (status). 304, 11. 305, 11. 306, 11. 307, 11. 31. (status). *Paul.* 189, 11. (hereditatis). III, 1, 1. incidit *Paul.* 97, 11.

orta est inter *Scæv.* 78, 11. 159, 21. pendet *Iav.* 573, 1 (ex tabulis). *Pap.* 336, 38. pertinere eo *Ulp.* 589, 12. proficitur ex testamento *Gai.* (75, 11 *fere* = 889, 12). — **B. Accusatio.** controversiam continent controversiae *Ulp.* 304, 11. decidere *Gai.* 364, 34. deducere ad exitum *Afr.* 96, 21. differre *Iul.* 308, 44. *Pap.* 336, 37. *Ulp.* 304, 11. 11. 305, 13. 306, 14. 307, 1. 4. 618, 4. *Paul.* 308, 34. dirimere *Ulp.* 306, 9. 374, 34. facere *Iul.* 199, 21 (de altera parte). 294, 31. 307, 30. *Scæv.* 162, 38 (intellae causa). 255, 35 (de uncia hac). *Pap.* 200, 8 (hereditatis). *Pius Ulp.* 925, 11 (de loco). *Ulp.* 91, 12 (status). 197, 29 (hereditatis). 268, 11 (itineris vel actus vel viae). 622, 6 (sui). 304, 36. 305, 1. 306, 13 (de hereditate). 38 (status). 55, 34 (hereditario nomine). 13 (status). 307, 8 (status). 38, 481, 13 et 13 (status). 506, 37. 589, 38 (possessionis). 604, 44. 616, 13 (status). 617, 43. 654, 37. 655, 1 (de possessione nuda vel de usu fructu etc.). 788, 13 (de proprietate pecorum). 878, 1 (status). *Paul.* 157, 4 (hereditatis). 632, 9. 11 (fundorum). 308, 30. 939, 44. *Mod.* 864, 38 (de hereditate). finire *Gai.* IV, 139. *Paul.* 152, 31. 157, 22. habere *Qu. Muc.* 961, 19. *Pap.* (test.) 607, 1. inferre *Paul.* 224, 17 (litis). metueri *Ulp.* 507, 1. movere *Iul.* 307, 38. 309, 13. *Gai.* (Trib.?) 186, 9. *Scæv.* 414, 3 (de latitudine). 537, 38. (test.) 255, 18. *Pap.* 200, 6. 180, 38. 37 (de tacito fideicommissio). 882, 18. *Ulp.* 22, 11. 177, 28. 188, 36. 190, 22. 22. 560, 38. 622, 18. 645, 31. 179, 31 (status). 477, 38 (status). 537, 31. 538, 4. *Paul.* 210, 46 (hereditatis). 224, 38. 480, 29 (libertati). 482, 41. 627, 31. pati *Ven.* 732, 3 (status). *Gai.* 249, 38 (de hereditate). *Pap.* 310, 4. 412, 38 (habitationis). *Ulp.* 183, 21 (libertatis et hereditatis). 336, 38 (hereditatis). 223, 13 (hereditatis). 304, 34. 306, 1. 37 (status). 46 (status). 307, 1 (status). 370, 43 (status). 481, 14 (de libertate). 639, 19. 744, 5 (super ea re). 895, 38 (status). praeparare *Ulp.* (175, 31). referre *Ulp.* 304, 7. scindere *Paul.* 306, 16 (loci unius). sperare *Ulp.* (223, 43). timere *Ulp.* 603, 31. transigere *Ulp.* 638, 38. ~ ad controversiam pertinet *Ulp.* 153, 11. 28. ~ in controversiam data curator *Ulp.* 745, 22. deducitur *Flor.* 475, 19 (res). *Mandat. Cars. Ulp.* 867, 9 (testamentum). venit *Pomp.* 712, 1. — **C. Genetiv.** controversiae exitus *Ulp.* 513, 14 (possessionis). controversiarum finis *Mod.* 535, 8. — **D. Dativ.** controversiae (controversiis) finem imponere *Ulp.* 151, 21. *Paul.* 157, 29. singulis singulas actiones unumquo iudicati finem sufficere placuit *Paul.* 623, 18. — **E. Ablativ.** a controversia discedere *Iul.* 371, 39. *Ulp.* 638, 8. *Paul.* 152, 31. ~ de controversiis compromittere *Scæv.* 159, 15. *Ulp.*

151, 12. 13. componere compromissum *Ulp.* 153, 31. exquiritur veritas *Gai.* (75, 10 *fere* = 889, 12). iudicare *Paul.* 159, 38. sumptus arbitri *Ulp.* 153, 8. transigere *Gai.* 75, 10 *fere* = 889, 12. ~ in controversia est *Pomp.* 392, 38 (domus). *Maecian.* (Trib.?) 225, 1 (non proprietatis, sed usus fructus). *Ulp.* 702, 18 (debitum). *Paul.* 97, 24 (res). 459, 37 (statuliber). *Marcian.* 880, 35 et 36 (res). mutare sententiam *Ulp.* 153, 10. ~ sine controversia consequi legata *Scæv.* 112, 38. dare praestare *Scæv.* (test.) 452, 8. (test.) 468, 11. est pignus *Ulp.* (Trib.?) 537, 38. percipere pensiones *Ulp.* 325, 12. possidere *Gai.* 552, 11. *Paul.* 632, 1. 954, 1. reddere possessionem vini *Ulp.* 560, 36. solvere *Ulp.* (epist.) 397, 34.

contubernalis. inde (*scil.* a taberna) contubernales dicti *Paul.* 949, 13. — **I.** = *commilito*. in exercitu contubernalis vasa utenda dedi *Afr.* 406, 16. habitum ut commodati actionem cum contubernalis *Afr.* 406, 16. *Galo* Seio contubernali dixisse *Scæv.* 83, 48. medico suo contubernali et communium expeditionum comiti legaverat *Scæv.* 157, 14. — **II.** *coniux servi vel liberti*. contubernalis libertatem acceptit *Paul.* 195, 48. an libera esse possit *Gai.* 465, 31. libera esto *Scæv.* (test.) 452, 11. ~ contubernales servorum instructo fundo contineri *Ulp.* 127, 38. lego libertis *Scæv.* (test.) 84, 33. *cf.* 147, 38. manumittere *Paul.* 195, 41. ~ vilici et contubernalis nepotes *Scæv.* 85, 13. ~ contubernali condicio iuncta *Gai.* 465, 34. praestare diaria et vestimenta *Scæv.* 147, 31. ~ cum vilico et contubernali eius fundum dari volo *Scæv.* (test.) 85, 13. *cf.* 130, 38. *Call.* 953, 11. Stichus enim contubernali sua liber esto *Gai.* (test.) 465, 36. *Paul.* (test.) 195, 33.

contubernium. **I.** *Commilitium*. extra contubernium agens *Men.* 895, 11. — **II.** *Militis cum femina consuetudo*. miles, qui sororis filiam in contubernio habuit, licet non in matrimonium *Pap.* 806, 31. mulier quae stupro cognita in contubernio militis fuit *Paul.* 180, 7. — **III.** *Servorum consuetudo cum ancillis sive mulieribus liberis*. inter servos et liberos matrimonium contrahi non potest, contubernium potest *Paul.* II, 19, 6. servi contubernium sequi *Paul.* II, 21, 4, 6. 10. 11. 12. 15. contubernio se abstinere *Paul.* II, 21, 4, 14. coniungi *Ulp.* 614, 10. in contubernio morari, esse *Paul.* 659, 11. 12. *Ulp.* XI, 27. persequere *Paul.* II, 21, 4, 1. 12. 18. tradi *Scæv.* (test.) 436, 7.

contumacia. **A.** *Nomin.* an contumacia iuris et sanguinis contumelia concurrant *Paul.* 814, 18. contumacia cumulat poenam *Marcian.*

846, §. damnum dedit pupillo *Pap.* 767, 9 (tutorum). — **B. Accus.** contumaciam coercere litis damno *Herm.* 542, II (eorum qui ius dicenti non obtemperant). punire *Iac.* 158, 2. *Marcell.* 373, 2. *Men.* 895, IV (militis adversus ducem). *Pap.* 767, 11. *Paul.* 372, 7 (non restituentis vel non exhibentis). 792, 3 (eius qui quodammodo se excusavit). ~ per contumaciam actiones deenatae *Ulp.* 292, II. cavere nolit *Pap.* 267, 2. *cf. Ulp.* 292, 2. condemnari tanti, quanti actor in litem iuraverit *Paul.* 122, 1. deesse *Ulp.* 130, 2. 173, 1. 846, II. differre solutionem *Call.* 540, 1. non exercitum faenus pupillaris pecuniae *Paul.* 771, 2. non exhibere instrumenta *Scæv.* 868, 2. factum est *Ulp. coll.* 15, 2, 2. non gerere rei publicae negotia *Pap.* 903, 2. non implere collationem *Ulp.* 292, 2. induci in possessionem rerum hereditariarum *Ulp.* 548, 40 (per nimiam cont. possessoris hereditatis). — **C. Genet.** contumaciae crimen *Men.* 895, IV (militis). periculum *Pap.* 768, 19. poena *Ulp.* 338, 7. 572, 2. — **D. Ablat.** ex contumacia accidit *Pomp.* 734, 19 (mulieris). aestimari res ultra rei pretium *Ulp.* 372, 2. crescit condemnatio *Ulp.* 372, 2 (non restituentis). ~ pro personarum obsequio vel contumacia nonnumquam arat, nonnumquam prorogat (tempus iudicii) *Ulp.* 535, 18.

contumax. est, qui omnino non respondet *Ulp.* 338, 7. qui praesentiam sui facere contemnit *Herm.* 542, 13. qui cum obediendū debent, non obsequuntur etc. *Herm.* 542, 13. qui ad maius auditorium vocatus est, si litem inchoatam deseruit, cont. non videtur *Paul.* 542, 23. reus cont. per in litem iusiurandum petitoris damnari potest *Ulp.* 330, 19. ~ condemnari quasi contumacem *Ulp.* 301, 20. *Herm.* 128, 2. plecti nt contumacem *Ulp.* 79, 11. *Paul.* 668, 19. ~ adversus contumaces. etiam absentes pronuntiari oportet *Ulp.* 846, 18. lata sententia *Paul.* V, 54, 6*. ~ quasi in contumacem dicta sententia *Paul.* V, 54, 6 (7). ~ contumacis poena *Herm.* 542, IV. — contumacem facere (servum) *Paul.* 341, 22. *cf. Ulp.* 603, 11.

contumelia. ad defn. *Ulp.* 771, 12 (dicta a contumendo). 278, 21 = coll. 7, 3, 4. 771, 14. *Paul. coll.* 2, 5, 1. — **Nomin.** an contumacia iuris et sanguinis contumelia concurrant *Pap.* 814, 20. crescit contumelia ex persona eius qui contumeliam fecit *Ulp.* 780, 2. — **Accus.** contumeliam arceri *Pomp.* 6, 24 (stupri). facere *Ulp.* 150, 21 (arbitro). 352, 26 (defuncto). 315, 22. 780, 2. *Paul.* V, 4, 22. metiri ad suam vilitatem *Ulp.* 780, 2. subire *Ulp.* 749, 42 (satisfactionis). ~ ad contumeliam pertinet *Ulp.* 779, 25 (actio). *Paul.*

782, 22. spectat iniuria *Ulp.* 778, 7. ~ in contumeliam fit *Gai.* III, 222. *Ulp.* 779, 25 (iniuria). modicus factus (sumptus funeris) *Ulp.* 352, 21. proponere famosos libellos *Paul.* V, 4, 17. pulsari *Ulp.* 779, 20. — **Genet.** contumeliae aestimatio *Ulp.* 278, 21. captas *Paul.* V, 4, 2. ~ contumeliae causa addi *Ulp.* 835, 24. facere *Ulp.* 776, 2. fit *Ulp.* 776, 2. *Paul. coll.* 2, 5, 3 (iniuria). — **Ablat.** contumelia adficere *Pap.* 542, 21 (ancillam). 810, 22. contumeliis adficere *Ulp.* 165, 2. 319, 13 (matrem aut patrem). contumelia tactus *Pomp.* 9, 11. contumeliis violari *Commod.* Mod. 739, 22. ~ ex contumelia nascitur actio iniuriarum *Paul.* 68, 29.

contumeliose. facere adversus eos, quos in mancipio habemus *Gai.* I, 141. uti usu fructa *Ulp.* 224, 22.

contumeliosus. exactor *Ulp.* 640, 2. libertus patrono *Ulp.* 29, 18. ~ contumeliosior iniuria *Ulp.* 774, 22.

contendo. vasis contensus *Ulp.* 538, 2.

conturbo. nec conturbari debemus quod *Pomp.* 514, 17. ~ conturbare nummos *Alf.* 456, 1. pecuniam *Ulp.* (Lab.) 423, 4.

contutor. **A. Nominat.** contutores quales sunt *Ulp.* (749, 42). contutor (contutores) non agunt *Ulp.* (798, 20). actionem tutelae exercet *Mod.* 766, 17. differunt (distractionem) vel etiam volunt se excusare *Ulp.* (761, 20). inquirere debet fortunas contutoris *Tryph.* 772, 12. manet tutor *Ulp.* 778, 2. petere poterit partem pupillaris pecuniae ab actore *Mod.* 766, 12. praestare debent desisse solvendo esse vel non esse *Tryph.* 772, 11. satis exigere nolit *Ulp.* (797, 2). solvendo satis *Ulp.* 797, 1. statuerant alimenta tutori *Ulp.* 796, 19. suspectum facere nolit, neglexerunt *sim. Marcell.* 764, 20. *Pap.* (768, 22). *Ulp.* (779, 27. 797, 2).

— **B. Accusat.** contutorem (contutores) convenire *Pap.* 768, 20. *Ulp.* 797, 2. expectare *Ulp.* 761, 20. non ferro *Ulp.* 779, 27. habere *Ulp.* 774, 40. 778, 4. 798, 29. instruere *Ulp.* 704, 26. liberare *Scæv.* 165, 12. II. relegare *Mod.* 766, 17. suspectum facere *Ulp.* 778, 2. 11. (807, 22). *Marcian.* 790, 20. ~ ad contutores pervenit portio *Scæv.* 773, 6 (ad defunctum cont.). non venit *Ulp.* 797, 1. ~ adversus contutores danda actio *Iul.* 105, 21 (neg. gest.). *Ulp.* 796, 21 (utilis). actionem habere *Ulp.* 481, 20 (mandati). maudari actiones *Ulp.* 797, 2. ~ in contutorem nulli (tutorem) actio pupilli nomine datur *Paul.* 763, 21. — **C. Genet.** contutoris (contutorem) auctoritas *Ulp.* (774, 40). cognitio *Ulp.* 749, 42. factum *Paul.* 764, 2. facultates *Tryph.* 772, 12. fortunae *Tryph.* 772, 12.

officium *Paul.* 770, s. portio *Paul.* 770, s. — **D. Dativ.** contuturi (contuturibus) cedere administratione *Ulp.* 656, s. danda actio adversus fiscum *Ulp.* 798, s. imputabitur, cur non egerant *Ulp.* 798, s. mandaverunt tutores mancipium emendum *Ulp.* 481, 2. cf. 29. numerare pretium *Scæv.* 537, s. permittere administrationem *Tryph.* 772, 18. — **E. Ablat.** a contutore (contuturibus) mutuum datur *Tryph.* 771, 33. duobus simul tutela gerenda permissa est *Paul.* 765, 3. \sim mutuum pecuniam pupilli accipere *Tryph.* 771, 33. satis accipere *Tryph.* 772, 5. *Ulp.* 807, 18. satis exigere *Ulp.* 807, 29. \sim pro contutore condemnari *Ulp.* 762, 19. (797, 9).

convalesco. convalescit, convaleuit **I. Quia.** alteruter eorum *Iul.* 416, 37 (filius vel frater). aegrotans *Paul.* 111, 6, 18. dominus *Marcell.* 423, 34. qui douavit *Ulp.* 417, 38. donator *Iul.* 360, 10. 698, 3. 4. 416, 38. 39 (creditor idemque donator; unde *Gai.* 418, 30). *Afr.* 417, 11. *Gai.* 448, 30 (ex *Iul.* 416, 39). *Marcell.* not. ad *Iul.* 416, 11 (unde *Paul.* 419, 18). *Paul.* 377, 4. 419, 18 (ex *Marcell.* 416, 11). 420, 18. scil. donator *Iul.* 416, 4. 38 (unde *Ulp.* 157, 13). 43. *Scæv.* 712, 36. *Ulp.* 157, 43 (ex *Iul.* 416, 38). 415, 38. 417, 38. 419, 38. *Paul.* 419, 3. 38 (scil. creditor et donator). filius mente captus *Scæv.* (test.) 112, 8. pater mulieris (qui mortis causa dotem promisit) *Tryph.* 684, 16. qui spondidit *Ulp.* 632, 13. vir *Paul.* 735, 17. \sim *Scæv.* 643, 28. — **II. Quid.** quod initio vitiosum est, non potest tractu temporis convalescere *Paul.* 958, 38. cf. *Lic. Ruf.* (969, 36). actio de in rem verso *Ulp.* 455, 11 (ex postfacto). contractus *Ulp.* 562, 9 (nudo consensu). donatio *Ulp.* 709, 33. *Paul.* 713, 21. 11, 23, 6. 111, 7, 2 (morte). V, 11, 3 (morte patris). fideicommissum *Ulp.* 851, 9 (ex secundis tabulis). institutio *Ulp.* 868, 33. *Lic. Ruf.* 969, 38 (ex postfacto). legatum *Gai.* 11, 218 (ex senatusconsulto Neronianum). *Ulp.* 10, 13. 30 (ex post facto). libertas *Lab.* 864, 4. pignus *Afr.* 592, s. 11. *Marcian.* 599, 28. *Mod.* 586, 3 (ex postfacto). servitus *Paul.* 265, 18. stipulatio *Paul.* 673, 21. testamentum *Tert.* 872, 31. 35. *Ulp.* 829, 5.

conubium. **I. A.** conubium est uxoris iure ducendae facultas *Ulp.* V, 3. cf. V, 2. habent cives R. cum civibus R.: cum latinis autem et peregrinis ita, si concessum sit *Ulp.* V, 4. efficit, ut liberi patris conditionem sequantur *Gai.* I, 56. cf. 67, 80. *Ulp.* V, 8. non interveniente conubio matris conditioni accedunt (liberi) *Ulp.* V, 8, (9). cf. *Gai.* I, 78. (sed vide *Gai.* I, 77). \sim cum latinis peregrinisque *Gai.* I, 56, 57 (veteranorum). cum peregrina *Gai.* I, 76, 78. inter civem

Romanam et peregrinum *Gai.* I, 77. inter Latinum et civem Romanam *Gai.* I, 80. inter quos conubium non sit: *Gai.* I, 76. *Pap. coll.* 4, 5, 1. inter eos personas quae parentum liberorumque locum inter se optineant *Gai.* I, 59. cf. *Ulp.* V, 6 = coll. 6, 2, 1. cum servis *Ulp.* V, 5. cf. 9. — **B. facultas iure nubendi.** civi Romanae cum peregrino *Gai.* I, 77. libertae cum alio (atque patrono) *Ulp.* 663, 31. 32. 664, 1. 716, 11. 18. 28. 744, 3. — **II. Loci repetuntur secundum casuum ordinem dispositi:** Nom. conubium efficit *Gai.* I, 56, 80. est facultas etc. *Ulp.* V, 3. est cum aliqua (aliquo) *Gai.* I, 76, 77, 78. *Ulp.* 716, 14. 28. V, 5. est inter *Gai.* I, 59, 67, 76 (suppl.). 77, 78. *Ulp.* V, 2, 6 = coll. 6, 2, 1. interveitit *Ulp.* V, 8, 8. conubia non sunt *Ulp.* V, 9. — **Accus.** conubium adimere *Ulp.* 716, 38. 744, 3. concedere *Gai.* I, 57. *Ulp.* (V, 4). dare *Gai.* I, 80. detrachere *Ulp.* 716, 14. habere *Gai.* I, 56. *Ulp.* 663, 31. 32. 664, 1. V, 4. — **Ablat.** sine conubio in matrimonio habere *Pap. coll.* 4, 5, 1.

conveho. materiam *Ulp.* 356, 17.

convello. aedificia *Afr.* 393, 38 (vis venti). \sim formam iuris fiscalis pactis privatorum *Pap.* 71, 28.

conveniens. **I.** conveniens forma rei *Gai.* 930, 17. vestis mulieribus *Pomp.* 155, 37. — **II.** conveniens est alicui vel alicui rei. **A.** mulieribus *Marcian.* 426, 38 (alumnus masumit). senatori *Ulp.* 662, 38 (uxorem ducere aut retinere damnatum publico ludicio). — **B.** his conveniens est *Gai.* 490, 3 (quod . . meam effici arborem). cui *Gai.* 124, 11 (ut). 869, 28 (conveniensi videtur respondisse, ut). naturali aequitati *Gai.* 490, 38 (*Acc. c. Inf.*). viri boni arbitrio *Proc.* 511, 36 unde *Pomp.* 498, 38 (ut). bonae fidei iudicio *Gai.* IV, 63 (id). iuri civili *Iav.* 521, 36 (ut). iuri gentium *Pomp.* 922, 7 (ex con.). naturali rationi *Gai.* I, 189 (ut). sententiae *Proc.* 689, 36 (dicere). — **III.** conveniens est = sequitur, deest. ut *Gai.* 11, 96. dicere *Gai.* 311, 38 (convenit F¹). *Ulp.* 726, 38. sequente *Acc. c. Inf.* *Iul.* 687, 7. *Gai.* (*Trib.*?) 172, 7. 490, 38. 111, 8 = coll. 16, 2, 8.

convenienter. his convenienter *Gai.* 491, 18 (*vere* = 11, 87). I, 81. et convenienter *Gai.* 351, 3. 11, 18. 38. 11, 87 (et c. scilicet; cf. 491, 13). 111, 37. IV, 166. cum sicut qui convenienter ei (rei F²) et suae fortunae et splendori publico possint creari *Dir. Fr.* *Ulp.* 912, 34.

convenio. **I. Proprie.** **A.** convenire dicuntur, qui ex diversis locis in unum locum colliguntur et veniunt *Ulp.* 62, 22. ad auxilium *Ulp.* 898, 21. in domum ad tractandam de adulterio *Ulp.* 806, 13. adversus rem publicam *Ulp.* 802, 36. \sim conveniunt

(*vel* convenire *iubentur*) creditora *Gai.* III, 79. *Ulp.* 65, 22 (in unum). 66, e. 437, 22. signatores *Ulp.* 890, 2. testes *Ulp.* 229, 1. tutores *Paul.* 65, 31. 2. convenit unus tutor plurium pupillorum nomine unum debitum praetendit *Paul.* (*Trib.*?) 65, 22. — **B.** convenire in manum *Gai.* I, 109, 110. 111. 111. 112. 113. 113. 136. II, 139. III, 83. 84. 84. 84. *Pap. coll.* 4, 7, 1. *Ulp.* IX. XXIII, 3. *Paul. coll.* 4, 2, 3 (viro). in matrimonium *Pap.* 659, 2. 670, 1. quas tutor suo nubsit vel contra mandata convenit (*scil.* in *matrimonium praesidis provinciae*) *Ulp.* 734, 4. — **C.** aliquem = *adire*. si tutelae iudicio nolentem experiri tutor ultro conveniret et pecuniam obtulerit *Pap.* 634, 13. cum conveniret (usufructuarius) heredem et rationes offerret *Pap.* 466, 13. *cf. Tryph.* 888, 13. *Ulp.* 49, 4. 483, 13. *cf. infra* V A. pag. 1019, 36. —

II. = consensire. A. convenire dicuntur, qui ex diversis animi motibus in unum consentiunt, id est in unam sententiam decurrunt *Ulp.* (62, 22). 30 re vel per epistulam vel per nuntium inter absentes *Paul.* (*Lab.*) 62, 30. sine scriptura *Gai.* (582, 10 = 649, 21). citra stipulationem *Pap.* (542, 20). convenit maior pars decurionum *Paul.* 756, 34. plebs, populus *Pomp.* 4, 31. nec convenire possunt *Maecian.* 583, 15 (*corr.*?). conveniunt de re *Gai.* 582, 11 = 649, 22. de rebus litigiosis *Paul.* I, 1, 5. 25 ~ Inter convenientes actitata res *Paul.* 649, 17. agatur et de re maiori apud magistratus municipales *Paul.* 906, 13. placuit *Ulp.* 77, 20. ex memento convenientium aestimandum *Ulp.* 64, 14. — **B.** convenit = *consensus fit.* *Lab.* 573, 15 (aliter). *Iav.* 468, 20. *Pomp.* 580, 11. *Gai.* 584, 12. 21. 592, 20. *Pap.* 71, 12. 512, 11 (nominativum ita). 731, 13. *vat.* 9 (ita). *Ulp.* 70, 22. 172, 14. 376, 10 (ita). 469, 22. 499, 13. 35 21. 538, 2. 588, 25 (specialiter). 687, 13. 380, 3. 550, 15. 589, 1. 632, 13. *Paul.* 50, e. 62, 23 (tacite consensu). 509, 17 (aliter). *Maecian.* 584, 22. ~ inter duos *Iul.* 598, 17. *Afr.* 569, 1. inter eos *Proc.* 576, 40. *Ulp.* 536, 22. 690, 15. 24, 13. 598, 13. *Pomp.* 534, 13. 40 (*Trib.*?) 958, 13. *Gai.* 309, 34. 518, 20. III, 150. *Scæv.* 78, 20 (*om. F.*). 670, 13. *Tryph.* 692, 10. *Ulp.* 325, 11. 532, 30. 380, 3. 550, 40. inter nos *Proc.* 71, 4. *Afr.* 568, 27. *Gai.* III, 140. 143. *Paul.* 62, 23. 363, 12. 575, 17. inter utramque partem *Iav.* 570, 15. inter utrumque *Scæv.* 674, 13. inter absentes *Paul.* (62, 30). inter contrahentes *Paul.* II, 5, 2. inter fratres *Pap.* 591, 2. inter litigatores *Iul.* 173, 21. *Ulp.* 539, 13. 589, 7. *Paul.* 50, e. inter magistratus *Ulp.* 806, 30. inter omnes personas *Scæv.* 457, 11. 50 inter privatos *Lex Iul.* *Ulp.* 164, 15. *Ulp.* 164, 13. inter socios *Pap.* 512, 4. *Ulp.* 499, 12. *Paul.* 327, 13. inter eam et dominum servi *Gai.* I, 84. inter me

et colonum *Ulp.* 585, 22. inter me et te *Ulp.* (*form.*) 632, 22. inter ipsum et emptorem *Ulp.* 409, 17. inter te et actorem *Ed. Ulp.* 618, 13. inter te et socium tuum *Ulp.* 328, 22. inter te et vicium tuum *Ulp.* 253, 22. inter A. A. et N. N. *Gai.* (*form.*) IV, 119. inter Calum Seium et Lucium Titium patrem mulieris *Paul.* 726, 11. inter agentem et debitorem *Maecian.* 646, 22. inter colonum et procuratorem *Ulp.* (*Trib.*?) 585, 21. inter conductorem et locatorem *Ulp.* 560, 27. inter creditorem et debitorem *Paul.* II, 13, 5. inter creditorem et eum ad quem usus fructus pertinet *Maecian.* (*form.*) 583, 12. inter debitorem et creditorem *Pap.* 71, 22. inter dominum rei venditae et emptorem *Ulp.* 66, 22. inter eumentem vendentemque *Iav.* 228, 11. inter emptorem et venditorem *Scæv.* 543, 15. *Pap.* 718, 13. *Ulp.* 550, 2. inter locatorem fundi et conductorem *Paul.* 571, 2. inter maritum futurum et destinatum uxorem *Ulp.* 670, 7. inter patrem et filium et me *Pomp.* 536, e. inter patrem et generum *Pap.* 691, e. inter socerum et generum *Pap.* 690, 20. inter venditorem et emptorem militiae *Scæv.* 557, 22. inter virum et uxorem *Iul.* 689, 21. 690, 12. (*form.*) 19. *Scæv.* 692, 22. *Ulp.* 115, 13. *Paul.* *vat.* 114. ~ mihi tecum *Proc.* 71, 1. *Iav.* 523, 11. *Ner.* 73, 22. mihi cum aurifice *Gai.* 559, 10. III, 147. tibi cum adversario *Ulp.* 374, 22. tibi cum colonis *Lab.* 601, 11. tibi cum debitore *Pomp.* 407, 2. ~ cum alio *Gai.* 592, 18. cum adversario *Paul.* 610, 2. cum alio creditore *Maecian.* 593, 4. cum debitore *Ulp.* 461, 12. cum domino aedium *Ulp.* 409, 3 (tacite). cum debitoris procuratore *Gai.* 598, 31. cum sequestre *Ulp.* 473, 17. cum servo *Gai.* 598, 22. ~ venditor cavet sibi convenisse *Scæv.* 72, 12. — *convenit aliquid* *Ulp.* 63, 22. (670, 7). 703, 22. aliud *Ulp.* 403, 20 (nominativum). 533, 22. 538, 11. 549, e. 624, 23. *Paul.* 628, 15. 674, 20. nihil aliud *Pap.* 541, 21. 691, 2. hoc *Cels.* 273, 11 (specialiter). *Pomp.* 545, 18. *Ulp.* 401, 1. 403, 2. (s). 471, 23 (nominativum). 483, 22. 499, 20. 21. 530, 11. 560, 20. 687, 20. (806, 20). 632, 13. *Paul.* (II, 5, 2). hoc ipsum *Ulp.* 540, 22. *Paul.* 885, 13. id *Proc.* (71, 4). *Iav.* 570, 12 (silentio). *Ner.* 588, 22 (tacite). *Pomp.* 588, 40 (nominativum). *Ulp.* 268, 19 (nominativum). *Paul.* 571, 19. 691, 22. idem *Ulp.* 690, 27. illud *Afr.* 579, 22. *Paul.* 687, 21. nihil *Iav.* 687, 7. 756, 13. *Gai.* 394, 13. 11. 518, 21. (III, 150). *Ulp.* 473, 19. (582, 30; expressim). 546, 20. 560, 22. 613, 15. *vat.* 120. *Paul.* 63, 1 (nominativum). 509, 2. *Maecian.* 593, 30. nihil aliud e. s. quae *Paul.* 565, 20. 674, 13. quicquam *Ulp.* 470, 1. 538, 22. quid *Gai.* (518, 20). *Ulp.* 470, 4. 549, 8 (nominativum). 562, 11. 958, 17 (nominativum). *Paul.* 470, 4. quod *Iav.*

(228,11). 525,22. 564,28. (570,15). 693,9. 692,35. *Afr.* 629,13. *Gai.* (1,84). *Scaev.* (78,20). *Ulp.* 505,1. 605,22. 690,37. 958,18. *Paul.* 518,4. 728,6. *Ulp.* quanti *Gai.* (III, 143). — de eo quod excedit *Gai.* 584,21. de hoc *Paul.* (509,2). de his *Paul.* (Trib.) 587,6. de ipso dumtaxat ac non de herede (*els.* (Trib.) 645,2. de quo *Paul.* 575,21. de aestimatione *Ulp.* 574,11. de anno *Paul.* 705,15. de centum *Iul.* 724,25. de corpore *Ulp.* 202,11. de custodia rei *Gai.* (518,22). de die *Gai.* (394,15). *Ulp.* 933,34. de alterius filia *Pap.* 512,3. de hypotheca *Marcian.* 593,3. de loco *Gai.* (394,17). *Marcian.* 584,30. de pluribus locis *Ulp.* 473,18. de mancipiis *Scaev.* (543,15). de mercede *Gai.* 559,8. de operis *Ulp.* (470,1). de parte *Marcian.* 599,8. de partibus lucris et damni *Gai.* (III, 150). de pignore *Scaev.* 595,2. *Ulp.* (585,31). *Paul.* (Trib.) 413,39. *Marcian.* 646,38. de pignoriis *Gai.* 462,22. *Scaev.* 587,42. de pretio *Gai.* 518,20. 57. 519,9. 559,7. III, 159. de re *Gai.* 592,28. *Paul.* 574,31. *Marcian.* (593,4). de rebus *Ed. Ulp.* (618,32). de tempore *Ulp.* (613,15). de vecturis *Ulp.* (703,32). de venditione *Marcian.* (593,30). de usuris *Afr.* (Trib.) 490,31. *Paul.* 636,27 (ita). *Ulp.* de parte pro indiviso alienanda *Gai.* 598,32. de augendo vel diminuendo pretio *Paul.* not. ad *Pap.* 524,20. de distrahendo pignore *Ulp.* 407,10. 12. de non expellendo colonum *Paul.* 571,8 (ita). de faciendo ab utroque *Paul.* 576,8. de non petenda (dote) *Ulp.* (690,37). de Stichio non petendo *Paul.* 69,18. de die ponenda in stipulatione *Paul.* (50,6). de usuris praestandis *Pap.* 476,21. de reddenda dote *Ulp.* (690,37). de fructibus reddendis *Ulp.* 687,22. de tradendo vino *Ulp.* (538,28). de vendendo pignore *Iac.* (756,13). — Sequitur ut: *Ed. Ulp.* (618,32). *Alf.* 689,35. *Lab.* 572,12. (601,11). 892,28. *Proc.* (71,1. 576,40). *Iac.* 523,11. 13. 564,26. 570,12. 20. *Ner.* (73,37). 74,2. *Cels.* 613,58. *Iul.* 361,25. (536,32). 553,9. (689,31. 690,12. 13. 17. 24,12. 598,37). *Pomp.* 372,3. 407,(2). 18. 536,2. (545,18). 580,8. 688,21 (ita). (534,15). *Afr.* 42,6. 263,9. 490,28. (568,37. 569,1. 579,30). 629,11. 754,8. *Gai.* (559,10). 582,10 = 649,21. (584,21. 592,18. 25). 30. (III, 140. 147). IV, 126 (form.). *Scaev.* (72,12). 457,2. (11). 537,25. (557,36; ita. 692,28. 670,19. 674,31). *Pap.* (71,29). 476,13. (512,4). 542,30. 581,11 (nominativus). (591,2). 638,13 = rat. 17. (690,29. 691,6). 9. 420,18. 424,18. 50. (718,18). *rat.* 9. 122. *Ulp.* 63,31. (66,25). 167,9. (328,28). 360,30. 375,5. 401,35. (11). 408,30. (409,3. 5. 17. 461,15). 469,36. (473,17. 483,20). 510,26. (540,20). 546,31. 549,21. 550,8. (2). 11. (form.). 582,40. 585,36. 613,16. 671,36. 687,10. 17. 704,3.

724,12. (806,20. 115,18. 374,22). 632,38. (40; form.). 725,4. VI, 8. rat. 120. *Paul.* 63,4. (363,19). 395,11. 409,40. 534,9 (ita). 536,38. (575,17. 587,12). 589,32. 638,1. 689,8. 18. 527,17. 695,14 (ita). (II, 13, 5). rat. 98 (inutiliter). 106. (114). *Marcian.* (583,12; form.). (form.) 592,28. 598,11. (646,30). 513,23. *Mod.* 714,3. *Ulp.* sequitur nō: *Iac.* (570,16. 693,9). *Iul.* 73,27. 658,30. *Gai.* (598,31. IV, 119; form.). IV, 126 (form.). *Pap.* 542,31. 595,31. 683,4 (tacite). *Tryph.* (692,10). *Ulp.* 55,10 (conveniri F'). 63,22. 407,13. 13. 499,(18). 19. (20). 22. (560,37). 958,18. *Paul.* (62,32). 69,31. 327,11. (13. 571,2. 687,21). 27. 689,2. 690,5. 6. (726,11). 890,13. *Marcian.* 599,3. *Ulp.* sequitur *Accus. c. Infin. Afr.* 753,25. *Scaev.* 630,18. *Pap.* 476,16. rat. 11. *Tryph.* 692,18. *Ulp.* 546,18. 687,12. 589,8. 654,22. *Mod.* 643,16. *Item.* 632,11. *Ulp.* sequitur *Interrogatio indirecta: Iul.* (598,31). *Gai.* (309,30). *Ulp.* (253,32). 538,8. (539,32. 589,17). — conventum est *Ulp.* (Trib.) 376,3 (de his casibus). 588,25 (tacite). potest conveniri *Iul.* (689,31. 690,12). *Ulp.* (55,10). — C. Convenit quis: dominus proprietatis *Marcian.* 583,9. quis ita *Ulp.* 402,31. vecturas *Scaev.* 573,27. de hypotheca *Marcian.* 593,18 (creditor). de pignore *Afr.* 592,3 (rei suae). *Paul.* 589,35 (nihil). *Marcian.* 593,31. de usufructu aut de his quae nascuntur *Gai.* 584,11. de hypotheca vendenda *Marcian.* 593,30. *Ulp.* ut . . pignori essent *Gai.* 592,25 (colonus). ut bona pignori obligata essent *Paul.* 587,12 (servus). ut alternis annis frueretur *Ulp.* 528,31. ut peteret *Paul.* 68,22. ne dotata sit (mulier) *Pap.* 691,22. ne reliquum opus fieret *Ulp.* 606,34 (convenissim). *Ulp.* artifices convenire solent non periculo suo se facere *Ulp.* 280,12. tacite convenisse (videtur) se non petiturum *Ulp.* 631,31. —

III. Convenit sequente *Accus. c. Infin.* = placuit, constat. inter omnes *Ulp.* 51,4. 605,13. ceterum: *Ner.* 525,4 (iam fere). *Pomp.* 705,30. *Ven.* 701,22 (fere). *Gai.* 184,51. III, 147. *Marcell.* 420,5. *Pap.* 210,27. 225,19. 595,28. 683,22. 712,11. 725,37. 852,20. 887,31. 96,42. 180,42. 205,1. 247,11. 413,13 = rat. 253b. 441,35. 485,39. 525,13. 558,5. 679,4. 694,8. 51. 55. 813,18. 880,16. *Ulp.* 566,13. 222,10 (iam). 325,8. 655,28. *Paul.* 487,29. 276,8. 697,18. I, 4. 3. II, 7. 4. *Mod.* 95,30. —

IV. convenit = respondet, decet, oportet. A. alicui rei. his quae diximus *Paul.* 577,31. naturae negotii *Char.* 653,19. aedificium rusticae magis custodiae quam urbanis aedibus *Pomp.* 949,2. falsae confessiones naturalibus *Paul.* 338,38. haec distinctio illi *Afr.* 568,22. operae edulenciae dignitati facultatibus consuetudini artificio eius (liberti)

Ner. 327, II. poena servorum poenis Vem. 799, I. sententia voluntati defuncti Lab. 78, I. ~ supplit iuris regulae ruptam fieri testamentum Iul. (Trib. f) 821, II. ~ boni iudicis arbitrio Ulp. 401, 23 (hoc). clementiae meae Trai. Pomp. 859, I (aliud). bono et aequo Ulp. 670, I (Acc. c. Inf.). nec verecundiae nec dignitati nec pietati tuae Marcus Call. 818, III (Inf.). fidei bonae Iul. 329, I (ut). Pomp. 623, 22. Afr. 753, 25 (id). Gai. 498, II (ut). Ulp. 474, 16 (Inf.). Paul. 537, 9 (Acc. c. Inf.). fidei ac verecundiae curatorum Ulp. 760, 45 (ut). honestati heredis Paul. III, 5, 2 (Inf.). iuri gentium Pomp. 922, 7 (id; corr.). moribus nostris Paul. 23, 12 (Inf.). negotio contracto Afr. 678, 22 (ut). praetoris officio Afr. 32, 10 (ut). Ulp. 810, 2 (Inf.). officio arbitri Ulp. 632, 13 (Inf.). officio iudicis Gai. 316, 7 (Inf.). IV, 114 (quid; Inf.). Ulp. 563, 26 (hoc; Acc. c. Inf.). 723, 2 (ut). 796, 9 (hoc). officio cognoscentis Pap. 805, 30 (Inf.). officio tutoris Ulp. 762, 26 (ut). naturali rationi Paul. 512, 21 (Accus. c. Inf.). — B. alieni. nulli magis (scil. quam Caesari) Paul. 31, 11 (Inf.). iudici fam. herc. Paul. I, 18, 3 (ut). praetori Ulp. 570, 25 (Inf.). viro bono Pap. 542, 26 (Inf.). Paul. 565, 2 (arbitrium). viris bonis Ulp. 761, 2 (Inf.). — C. Nudè positum = decet, oportet. Sequente Infinitivo: animadvertere Paul. 335, 29. poenam stipulari Ulp. 655, 23. Sequente Accusativo c. Inf. Afr. 643, 22. Lab. 212, 7. Ulp. 251, 41. 22, 22. 324, 22. 333, 3. (ap. Pomp.) 441, 11. 454, 3. 619, 22. Afr. 708, 22. Pap. 635, 27. 822, 22. 694, 4. Ulp. 35, 11 (Infinitivo sequi supplendus est). 328, 21. (Trib. f) 574, 7. 633, 22. Paul. 3, 5. 649, 14 = V, 12. 11. 819, 5. 181, 11. 883, 13. IV, 5, 3. V, 16, 10; 29, 2; 36, 1. Antonin. Marcian. 862, 5. Herm. 273, 22. —

V. Convenire aliquem. A. = interpellare. deauntiatione mulierem Paul. II, 21^a, 13. tribus deauntiationibus Paul. II, 21^a, 17. pro tenore senatus consulti Claudiani Paul. II, 21^a, 18. ~ inopia patroni per invidiam libertum convenit Pap. 626, 22. ~ debitorem Pap. 636, 4. Ulp. 639, 4. testato Scaev. 531, 1 (nomine fisci emptorem). 671, 12 (tutores). Ulp. 482, 22 (debitorem, ut appellare). 761, 11 (innotescere qualiterqualiter sufficit, non utique testato cum conveniri). 329, 23 (heredem, ut sibi legatum solveretur). 562, 3 (a creditoribus, ne emeret). I. Paul. 532, 3 (in solvendis alimentis). testationibus ne sententiam diceret Paul. 157, 11. ~ ad solutionem Scaev. 72, 11. c. f. Ulp. 763, 9. Herm. (632, 12). ad solvendam pecuniam Scaev. 772, 22. ut solveret Pap. 635, 27. ut arborem sublucet Paul. V, 6, 13. 13. restituere fructus Paul. 641, 22. saepe conventus mandator non respondit Paul.

496, 24. servus a curatoribus conventus satis fecit Paul. 435, I. c. etiam I. C. — B. = in ius vocare cum effectu, litem contestari: Ulp. 298, 22. 425, 19. Paul. 143, 21. nec altero convento alter liberabitur Ulp. 298, 10. c. f. 117, 22. 118, 1. 347, 22. 403, 22. 444, 22. 42. 799, 12. 608, 22. 761, 2. Paul. 298, 21. 340, 7. 669, 12. ~ in extraordinariis iudiciis = evocare: Pap. 932, 22. Paul. 541, 22 (del. Mo.). 22. 645, 11. V, 5^a, 6 (trinis litteris vel edictis ant uno pro omnibus dato ant trina deauntiatione) 6 (7). ~ inde plerumque = agere cum aliquo. Iul. 173, 20. Marcell. (not. ad Iul.) 455, 22. 765, 22. Scaev. 78, 12. 497, 21. 81, 3 (frustra). Pap. 387, 5. 468, 20. 731, 10. 10. 903, 22. 923, 22. Ulp. 76, 11 (minutatum singulos). 100, 20. 22. 138, 22. 143, 1. 185, 14. 192, 2. 193, 2. 299, 12. 304, 2. 337, 12. 22. 353, 45. 365, 12. 403, 21. 22. 427, 12. 439, 20. 442, 14. 444, 22. 451, 2. 455, 22. 472, 22. 674, 27. 20. 675, 1. 759, 19. 44. 763, 11. 778, 44. 796, 22. 798, 9. 799, 22. 806, 22. 877, 24. 892, 6. 10. 17. 893, 1. 14, 11. 22. 232, 22. 270, 7. 342, 22. 383, 22. 449, 27. 453, 4. 548, 22. 559, 12. 568, 22. 632, 12. 779, 22. 782, 22. (not. ad Pap.) 923, 14. Paul. 135, 11 (iterum). 12. 302, 10. 315, 2. 469, 9. 683, 22. 726, 12. 736, 12. 792, 4. 888, 7. 65, 22. 636, 11. 639, 7. (not. ad Pap.) 669, 12. 697, 12. 884, 17. eat. 94. Marcian. 819, 3 (corr. f). Herm. 896, 17. 414, 2. 884, 12. agere vel conveniri sim. Ulp. 86, 21. 98, 22. 128, 1. 152, 7. 321, 2. 745, 27. 559, 2. Paul. (Trib. f) 109, 17. 216, 2. (759, 2). 776, 22. conveniri vel convenire sim. Iul. 56, 27. 27. Pap. (178, 22). Ulp. 98, 12. 2. obligari et conveniri Ulp. 686, 12. ~ conveniendi aequitas Scaev. 426, 22. electio Marcell. 569, 41. facultas Ulp. (49, 4). facultas Ulp. 100, 21. 414, 2. qui convenit Ulp. 151, 12. qui convenitur Pap. 644, 22. 767, 10. 727, 12. Ulp. 116, 20. 21. 151, 12. 352, 12. 403, 22. 441, 2. 444, 20. 580, 22. Paul. 283, 10. Marcian. 883, 2. ~ convenire (conveniri) actores bonorum Mod. 105, 2. argentarium Pap. 170, 2. auctorem Mod. 479, 22. collegam Paul. 770, 10. colonum Paul. 369, 22. confideiutores Ulp. 687, 22. Mod. 692, 12. contutores Pap. (768, 22). Ulp. (797, 2). creditorem tertium Paul. 594, 12. debitorem Scaev. 497, 2. Pap. 106, 17 (frustra). 178, 22. 693, 27. 718, 11. eat. 260. Ulp. 100, 21. 127, 27. 438, 22. 21, 14. (Trib. f) 453, 2. 457, 22. 877, 40. Paul. 449, 21. 727, 12. 764, 10. Mod. (Trib. f) 647, 2. 161, 12. quasi debitorem Scaev. 81, 22. 165, 22. debitorum debitores Call. 877, 12. dominum Pap. 448, 24. Ulp. 89, 22. 118, 1. 2. 276, 22. (quondam dominum). (422, 17). 440, 20. 20. Paul. 449, 10. donatorem Mod. 619, 12. emptorem secundum Paul. 561, 22. exercitorem Ulp. 162, 21. 163, 2. 416, 21. fideicommissarium Paul. 252, (12). 12. fideiussorem Papir. (907, 22).

Scæv. 692, 33. 695, 3. *Pap.* 595, 22. 693, 13. 37.
 694, 13. 731, 13. *Ulp.* 49, 34. 75, 14. 408, 20. 489, 8.
 14, 33. 158, 14. *Paul.* (496, 14). 695, 41. 47. 696, 1.
Mod. 765, 31. *filium Scæv.* (431, 16). *Ulp.* 126, 20.
 22. 23. 37. 312, 12. 454, 22. *Paul.* 369, 1. 431, 3. *fiscum*
 5 *Ulp.* 223, 12. *heredem Marcell.* 725, 12. 187, 30.
Papir. 907, 36. *Div. Fr. Scæv.* 74, 30. *Scæv.* 431, 16.
 594, 20. 145, 33. *Pap.* 630, 3. 244, 34. 899, 37 (civi-
 liter). *Ulp.* 167, 5. 336, 16. 444, 21. 22. 704, 16. 894, 14.
 160, 34. 226, 12. *Paul.* 496, 12. 632, 12. 805, 42. 884, 12.
 905, 7. *institutorem Ulp.* 422, 11. 433, 30. *legatarium*
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 30* *que sequestraria Ulp.* 121, 30. *actione negotiorum*
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 25 *infra pag. 1023, 37.* *actione pigneraticia Ulp.*
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 35 *in condictione Ulp.* 367, 31. *in edicto Ulp.*
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usurarium). 884, 13. 17. in reliquum *Scaev.* (257, 17). *Paul.* 496, 14. 770, 11. in rem *Gai.* 207, 12. *Scaev.* 868, 17. in simplum *Paul.* (V, 3, 2). *Herm.* (734, 40). in solidum *Ven.* 676, 19. *Marcell.* 476, 2. *Scaev.* (431, 16). *Pap.* 766, 44. 204, 18. 903, 22. *Ulp.* 126, 19. 161, 30. (277, 6). 338, 2. (6). 7. (417, 34). 425, 18. 430, 30. (25). 441, 3. 807, 17. (559, 2). 761, 2. *Paul.* (326, 2). 771, 22. 115, 14. 541, 2. 4. (11, 8, 1). *Herm.* (413, 13). tam in sortem quam in usuras *Paul.* 695, 13. in summam pecuniae debita et usurarium *Paul.* 758, 22. in superfluum *Ulp.* 442, 15. in universum *Pap.* 903, 17. in usuras *Ulp.* 188, 30. 483, 1. 761, 22. 923, 4. 926, 22. *Paul.* (556, 38. 636, 22. 764, 12. 695, 13. 758, 22). 11, 14, 6. ~ ob hoc *Ulp.* 797, 2. ob debitum proprium *Pap.* 468, 22. ob evictionem *Ulp.* 410, 22. ob pretium *Pap.* (555, 12). ob receptum *Ulp.* (161, 22). ob rem non defensam *Scaev.* 731, 1. 4. ob rem indicatam *Scaev.* 731, 3. *Paul.* (369, 21). ~ per hanc actionem *Ulp.* 358, 21. per alios *Ulp.* (86, 31). per specialem curatorem *Ulp.* 798, 22. ~ pro hoc *Pomp.* (354, 4). pro parte *Scaev.* (431, 16). *Pap.* 122, 693, 22. *Ulp.* 401, 21. (444, 22). 796, 21. *Paul.* 425, 22. 770, 4. pro partibus *Pap.* 694, 11. *Ulp.* 393, 22. pro portione *Ulp.* (430, 30). *Paul.* 770, 2. (541, 22). pro portionibus *Ulp.* 313, 7. 417, 22. (559, 6). pro solidis *Scaev.* 497, 17. pro servo *Iul.* 304, 20. pro suo statu *Ven.* 732, 10. pro tenore *Paul.* 293, 22. (legis Aquiliae). (11, 21, 18; senatus consulti Claudiani). ~ propter damnum rei publicae *Paul.* (905, 1). propter dolum defuncti *Ulp.* (894, 14). propter mendaciam *Ulp.* 430, 22. propter noxas *Paul.* (621, 9). propter reliqua *Paul.* 884, 11. ~ sine noxae deditione *Paul.* 302, 10. detracta noxae deditione *Ulp.* (298, 12). ~ super eo *Paul.* (647, 1). ~ ultra vires portionis *Pap.* (204, 8). —

VI. convenire aliquid = *persequi, punire*. dolus malus convenitur *Ulp.* 347, 11. dolum aut culpam convenit index *Pap.* 767, 27. nomina *Ulp.* 810, 4. ipsi iudices conveniunt *Ulp.* 538, 22. in vectigalibus ipsa praedia, non personas conveniri *Papir.* 404, 22. res, non persona convenitur *Pap.* 880, 12.

conventio. avita, generalis, instata, legitima, nuda, privata, publica, specialis, tacita *vid. s. h. verb.* — **I.** in manum conventio. argumento est *Paul.* *et* 115. facit consanguineos *Ulp.* *coll.* 16, 6, 1. per in m. conventionem consanguinitatis iura constituerunt *Gai.* III, 24. cf. 33^a. nacta iura filiae *Gai.* III, 14 = *coll.* 16, 2, 14. i. m. conventionem (conditione C) facit minima capitis deminutio *Ulp.* XI, 13. ut sine i. m. conventionem matrum legitimae hereditates ad filios pertineant

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Ulp. XXVI, 7. — **II.** = pactum. **A. privata.**

1) **Nominatim.** pactum est duorum consensus atque conventio *Ulp.* 927, 22. utrum condicio sit an conventio *Paul.* 527, 13. cf. 13. conventio est legitima *Paul.* 63, 10. iusta *Iul.* 371, 21. non est nuda *Ulp.* 577, 24. irrita *Pap.* 581, 10. est contra bonam fidem contrahere bonos mores *Ulp.* 462, 22. fuit ea, ut *Pap.* 590, 27. competit *Pomp.* 408, 7 (pacti). non derogat iuri publico *Ulp.* 959, 22. et *Paul.* *cons.* 4, 3 (privatorum). deficit *Pap.* 590, 22. neque servum quemquam neque libertum alicuius facere potest *Call.* 482, 22 (privata). non facit locum huic actioni *Ulp.* 613, 4 (de redhibendo). tacite inest stipulationi *Afr.* 708, 3. interessit *Pap.* (678, 13). interveit *Iul.* 536, 22. locum habet *Ulp.* 588, 19. *Paul.* 583, 17. mutare non potest statum et naturam obligationis *Pap.* 678, 22. nocet *Paul.* 66, 22. 69, 2 (in alia re facta aut cum alia persona). parit actiones, exceptiones *Ulp.* 63, 13 (iuris gentium). perficit sine scriptis habitam emptionem *Ulp.* 514, 2. pertinet ad resolvendum id quod actum est *Ner.* (74, 2). praecessit sententiam *Pap.* 627, 22 (pignoris). non praedicitur pupillo *Ulp.* 806, 21. prodest *Pap.* 71, 22. *Paul.* 67, 22. 22 (cum alio facta). nihil prodest sine *aria Gai.* 518, 10. prodest fideliusculis *Paul.* 67, 22 (debitoris). rata est *Flor.* 690, 24. *Ulp.* 469, 27. rata habetur *Ulp.* 613, 14. sufficit ad obligationem pignorum *Paul.* 587, 1. transit in aliud nomen *Ulp.* 62, 22. valet *Afr.* 462, 22. *Ulp.* 55, 12. 12. 613, 17. 687, 12. 12. 22. 22. *Paul.* 62, 27 (tacite). — **2) Accusata.** conventionem admittit interpretatio *Ner.* 73, 40. concipere *Pap.* (581, 2). conferre *Pap.* 581, 7 (in speciem alienae rei). 595, 14 (ad bona debitoris). confirmare *Paul.* (63, 10). facere (conventio fit, facta est) *Gai.* (584, 12). *Ulp.* (*Trab.*?) 619, 4. *Paul.* (66, 22. 67, 22. 69, 2). *Mod.* 642, 21. habet in se obligatio *Ulp.* 62, 22. improbare moribus *Pap.* 691, 22. interponere *Iav.* 570, 17. ratam habere *Ulp.* 585, 21. (613, 14). recipere *Pap.* 581, 2. *Ulp.* 547, 27. reducere ad id tempus *Ulp.* 445, 2. sequi *Pap.* 71, 10. *Ulp.* (469, 22). servare *Pap.* 71, 21. tueri *Paul.* 409, 11. ~ ad conventionem pertinet *Gai.* 584, 12. ~ citra conventionem *Pap.* 581, 2. ~ contra conventionem fit *Paul.* 673, 22. 949, 31. ~ ob conventionem teneri *Ulp.* 409, 10. ~ propter conventionem non posse constitui obligationem *Ulp.* 63, 22. danda mihi actio *Ulp.* 368, 22. ~ secundum conventionem emere aut vendere *Scaev.* 671, 12. merces in navem impositae *Scaev.* 670, 22. usuras petuntur *Paul.* (*Trab.*?) 476, 22. non praestantur quae convenerant *Paul.* 565, 19. — **3) Genet.** conventionis aequitas

Pap. 717, 35. causa *Iul.* 73, 25. 689, 22. dies *Scæv.* 670, 35. exceptio *Proc.* 71, 2. *Cels.* 70, 29. 30. *Pomp.* 688, 16. *Ulp.* 73, 2. 374, 22. *Paul.* 62, 33. fides *Pap.* 691, 11. iure *Pap.* 595, 28. nomen *Ulp.* 62, 25. pars *Ulp.* 688, 33. potestate *Iul.* 536, 33. tempus *Pomp.* 256, 11. *Gai.* 592, 29. 31. verbum *Ulp.* 62, 31. vis *Cels.* 613, 35. conventionum tres species *Ulp.* 63, 7. — 4) *Dativ.* conventioni inest solida res *Gai.* 584, 22. stare *Afr.* 42, 8. — 5) *Ablat.* conventionem accipere pignora *Pap.* 590, 35. constituitur persecutio pignoris *Pap.* 525, 36. contrahere hypothecam *Iul.* 524, 1. contrahere pignus *Iul.* 524, 1. *Ulp.* 406, 31. 35. dissolvitur emptio *Iul.* 536, 31. facta est locatio conductio, emptio venditio *Paul. not. ad Lab.* 724, 31. fit permutatio dotium *Paul.* 673, 32. nec ex praetorio iure nec ex sollemni iure quicquam immutandum est *Pomp.* 958, 31 (privatorum). infecta fieri potest emptio *Pomp.* 536, 16. mutari non potest ius publicum *Ulp.* 806, 32 (duumvirovum). nascitur pignoratitia actio *Ulp.* 408, 30. patitur (corr.; utitur *Mo.*) bonae fidei contractus *Ulp.* 547, 35. perfici non potest, ut *Ner.* 74, 3. remitti potest quaestio culpa tutorum *Pap.* 768, 6. teneri *Paul.* 327, 14. ~ de conventionibus *Paul. cons.* 4, 3. ~ ex conventionem accipiunt contractus legem *Ulp.* 469, 28. adductus iudex *Pomp.* 174, 31 (litigatorum). cautum est *Ulp.* 535, 37 (litigatorum). datae usurae *Sec. et Carac.* *Ulp.* 703, 9 (pacti). defertur iusiurandum *Paul.* 368, 8. libertas praestatur *Scæv.* 671, 9. obligari *Gai.* 592, 27. obligatio nulla est *Ulp.* 63, 22. permittere utilem actionem *Paul. (Trib.)* 726, 32. proferre diem compromissi *Paul.* 157, 7. proficiscitur iurisiurandio condicio *Paul.* 369, 3. satisfado promissum est *Ulp.* 55, 16. 17. cf. 19. stipulationes fient *Pomp.* 651, 32. stipulatio interposita *Ulp.* 384, 38. 732, 22. teneri *Paul.* 589, 4. tradere fundum *Afr.* 678, 25. vindicari debent fundi *Scæv.* 531, 2. ~ in conventionem fiduciae actio nasci (non) potest *Paul.* 11, 13, 5 (ex conv. *Cuiac.*). in conventionibus (supra scriptis) contra erit dicendum *Ulp.* 547, 41. contrahentium voluntatem potius quam verba spectari placuit *Pap.* 952, 41. — **B.** publica. est quae fit per pacem *Ulp.* 63, 9. tacita civium conventio *Herm.* 14, 7. — **III.** — *litia contestatio.* si homo sit, qui post conventionem restituitur *Ulp.* 208, 17. alterius conventio alterum liberat *Ulp.* 608, 33.

conventionalis. stipulatio *Pomp.* 651, 37. 38. *Ulp.* 658, 1.

conventum. non occurrit nisi in coniunctione pactum conventum. *A. Nomin.* si pactum conventum fuerit *Aff.* 689, 32. est inutile *Iul.*

658, 31. est remotum a re privata *Paul.* 69, 7. pacta conventa, quae postea facta detrahunt aliquid emptioni, contineri contractui videntur *Pap.* 524, 12. insunt bonae fidei iudiciis *Ulp.* 63, 27. pactum c. interessit *Proc.* 714, 33. *Paul.* 68, 22. intervenit *Marcian.* 583, 32. locum habet *Paul.* 687, 18. parit exceptionem *Marcian.* 598, 9. nocet et prodest *Pomp.* 688, 11. prodest *Paul.* (67, 5). tollit actionem *Paul.* 68, 26. tollit obligationem *Paul.* 68, 29. valet *Proc.* 689, 36. 29. *Paul.* (67, 5). — **B. Accusat.** pactum conventum concipere in personam *Paul.* (67, 5). conferre in divortii tempus *Paul.* (687, 15). constituere in rem *Paul.* (67, 5). dissolvere alio pacto *Paul. cons.* 4, 4. facere (p. c. fit) *Ed. Ulp.* (64, 11). *Proc.* 689, 30. *Iav.* 693, 9. 730, 3. *Pomp.* 678, 7. 688, 7. *Gai.* IV, 119. (121. 122). *Pap.* (524, 13). *Ulp.* 74, 22. 646, 15. *Paul.* 67, 3. 69, 35 (in rem). 510, 35. inserere venditioni *Scæv.* 543, 12. interponere *Paul.* 69, 15. (688, 40). ratum habere *Gai.* 69, 28. 31. 70, 3. remittere *Iav.* 693, 3. servare *Ed. Ulp.* 64, 11. *Paul.* 66, 36. ~ per pactum conventum contrahitur hypotheca *Gai.* 582, 3. — **C. Genet.** pacti conventi exceptio *Iul.* 416, 35. 658, 40. 43. *Proc.* 958, 33. *Gai.* 70, 12. 19. 598, 33 (corr. ?). 620, 31. 33. III, 179. IV, 116 b. 121. 122. 126. *Marcell. not. ad Iul.* 677, 11. *Scæv.* 716, 3. *Ulp.* 331, 16. (Trib. ?) 489, 12. 646, 15. 690, 38. 724, 3. *Paul.* 67, 31. 26. 69, 10. 12. 21. 338, 32. 646, 33. *Mod.* 70, 41. replicatio *Ulp.* 55, 19. — **D. Dativ.** pacto convento stari oportebit *Iul.* 690, 11. subici solet Aquiliana stipulatio *Paul.* 78, 25 = I, 1, 3. — **E. Ablat.** pacto convento cautum est *Proc.* 689, 27. convent *Iav.* 693, 9. obligatio non tollitur *Gai.* IV, 116 b. pactis conventis meliorem conditionem nostram fieri posse *Paul.* 74, 8. ~ de pacto convento excipi posse *Ulp.* 631, 35. de pactis et conventis *Paul.* 1, 1 §. *cons.* 7, 6. ~ ex pacto convento licuit biti vendere insulam *Lab.* 588, 3. ex pactis conventis . . alia ad voluntatem pertinent, alia ad ius *Paul.* 688, 40. ~ in pacto convento societatis prospicerent *Paul.* 510, 23. ~ pro pacto convento . . iusiurandum cedit *Paul.* 371, 17.

conventus, us. I. quo coetus conventusve fiat *Ulp. (Lex Iul.)* 802, 31. cf. *Marcian.* 816, 31 s. c. conversus. convivium dicitur a concitatione vel a conventu *Ulp.* 777, 1. — II. ultimo die conventus *Gai.* I, 20.

conversatio. I. Ratio agendi. fraudulenta in rebus pupillaribus et callida conversatio *Ulp.* 554, 33. — II. *Usus, consuetudo, commercium.* ex conversatione aequali contemptio dignitatis nascitur *Call.* 37, 15. servi ex conversatione urbana *Paul.*

III, 6, 70. ~ ne sepulchrum aliae conversationis usum accipiat *Ulp.* 351, 3. attactu conversationis humanae piaculum adducitur *Paul.* I, 21, 12.

conversor. I = *versari*. in quo alio loco agere sedere conversari *Ulp.* 776, 19. — II = *agere, se gerere*. male *Ulp.* 760, 1. a. qualiter *Ulp.* 760, 2. non ut oportet *Ulp.* 33, 32. dolo malo *Ulp.* 804, 30.

conversus. qui coetu conversu (conventa?) turba seditione incendium fecerit *Marcan.* 816, 21.

convertio. I. *Proprie* = *vertere*. plostrum *Alf.* 292, 24. 31. 38. — II = *vertere*. novus rivus infra in veterem se convertit *Gai.* 488, 55. ~ condemnationem in suam personam *Gai.* IV, 35. 86. 86. condemnationem in eius personam (persona C) convertitur *Gai.* IV, 87. ~ deserto iure potiorum ad excusationem se convertere *Ulp. rat.* 242. —

III = *mutare, transformare*. faciem locorum *Call.* 792, 36. ordinem *Ulp.* 851, 11 (scripturae). 891, 35. scripturam *Ulp.* 851, 21. viidaria ad alium modum *Ulp.* 220, 22. In causam fideicommissi et codicillorum viam prioris testamenti *Ulp.* 870, 25. testamentum in eam causam *Ulp.* 870, 25. in iniuriam patronorum beneficium *Gai.* III, 56. quod principio beneficii ac nuda voluntas fuerat, in mutuas praestationes actionesque civiles *Paul.* 405, 1. in pecuniam creditam ex donatione *Paul.* 713, 9. rem in pecuniam aliavne rem *Iul.* 118, 16. in possessionem ex substitutione semissem *Pap.* 336, 34 (corr.?). in proprietatem usumfructum *Gai.* II, 30. ~ contra formam humani generis converso more procreari *Paul.* 16, 16 = IV, 9, 3. in hoc conversa (i. e. contraria) res est *Tryph.* 889, 1. —

IV = *conferre, redigere*. ad hoc, propter quod desiderata est alienatio vel obligatio, pecuniam *Ulp.* 810, 26. ad contra tabulas possessionem *Ulp.* 297, 36. ad usum *Pap.* 476, 25 (proprios). *Ulp.* 483, 1 (suos). ad usum *Ulp.* 606, 5 (agri). ~ in id, quod maxime necessarium rei publicae videtur *Val.* 923, 36. in calendarum *Pap.* 767, 10. in eadem causas *Scaev.* 457, 15. in causam iudiciali *Ulp.* 537, 35. 538, 35 (causa F). 55. in dotem *Clem.* 681, 15. *Pap.* 390, 12. 193, 51. *Ulp.* 670, 6. 675, 21. (*Tripl.*) 20. 677, 1. 687, 18. 31. *rat.* 269. in suum lucrum *Gai.* 752, 3. in posterius matrimonium dotem *Paul.* 674, 12. in nomen *Scaev.* 66, 3. in patrimonium *Pap.* 60, 3. *Ulp.* 190, 2. in peculium *Ulp.* 428, 9. 438, 25. 452, 1. in peculio *Scaev.* 451, 35. in proprietatem *rid.* 5. *lin.* 30. in rationem suam *Scaev.* 170, 33. in rationes suas *Scaev.* 66, 1. in rem *Val.* 923, 36. *Scaev.* (test.) 648, 10. *Ulp.* 451, 26. 452, 12. *Mod.* 109, 16. uniones et hyacinthos in aliam speciem ornamenti *Marcell.* 149, 8. in

aliam speciem aut alios usus *Scaev.* (test.) 109, 36. in tutelam eorum operum quae sunt *Call.* 926, 1. in alium usum *Ulp.* 127, 38 (quam fundi). 922, 35. in alios usus *Ulp.* 922, 15. 33. *Ser.* et *Ant.* *Paul.* 655, 11. *Paul.* 712, 41. in quemlibet usum *Paul.* 786, 38. in suos usus *Scaev.* 163, 50. *Pap.* 634, 8. *Tryph.* 108, 6. *Ulp.* 416, 6. 483, 3. 761, 35. 36. 762, 6. 15. 17. 801, 35. *Paul.* 769, 35. V, 27. in uxoris usum *Paul.* 95, 11. in usum (alterarum) aedium conclave *Ner.* 394, 57. 58. *Paul.* not. ad *Lab.* 78, 34.

convictor. eum qui provocavit non debere conviciari ei, a quo appellat *Ulp.* 866, 1 (cf. *Paul.* 783, 36 = V, 4, 18. V, 35, 3).

convincium. iniuriam esse Labeo dicit *Ulp.* 777, 5. convincium dicitur vel a concitatione vel a conventu, hoc est a collatione vocum *Ulp.* 777, 3. cum in unum complures voces conferuntur, convincium appellatur quasi convicium *Ulp.* 777, 4. non omne maledictum convincium esse, sed id solum quod cum vociferatione dictum est *Ulp.* 777, 15. quod in coetu dictum est, convincium est *Ulp.* 777, 17. non proprie dicitur *Ulp.* 777, 17. non est *Ulp.* 777, 35. — convincium dicere *Ulp.* 316, 1. 772, 16. 774, 15 (liberto). 775, 1. facere (8t) *Ed.* *Ulp.* 776, 35 (eni). 777, 1 (adversus bonos mores). *Gai.* 783, 1 (alicui). III, 220 (cui). 222 (servo). *Ulp.* 771, 15 (del. *Mo.*). (*Lab.*) 777, 5 (non tantum praesenti, verum absentis quoque). 16. 17. 18 (incertae personae). 17 (alicui). *Paul.* 783, 36 = V, 4, 18 (iudici ab appellatoribus; cf. V, 35, 3). V, 4, 19 (publice). 21 (contra bonos mores). ingerere *Paul.* V, 4, 20. pati *Ulp.* 29, 18 (a liberto). 774, 50. *Paul.* coll. 2, 5, 4 (cf. V, 4, 1). punire *Claud. Sat.* 849, 37. purgare *Ulp.* 88, 30. ad iniuriae vindictam revocare *Paul.* (V, 4, 19). — convinci non impudici dictio cur patrono denegatur? *Ulp.* 775, 30. — convinci iniuriam patitur *Paul.* V, 4, 1 (cf. coll. 2, 5, 4). ~ cum convincio appellare *Paul.* V, 35, 3 (iudicis; cf. 783, 36 = V, 4, 18). dicere (in testamento) 'non nominandus' etc. *Ulp.* 819, 15. ~ ex convincio nascitur (actio) iniuriarum *Ulp.* 777, 30.

convincio. 'arguiss' (est) accusasse et convincisse *Ulp.* 950, 37. I. *aliquem*: alium *Mod.* 834, 1. servos *Gai.* 902, 21. cf. 22. convincitur: adulter *Pap.* 807, 18. reus *Paul.* V, 16, 13. *et* *terum* *Val.* 882, 18. *Gai.* 902, 20. 21 (opera alicuius). *Hadr.* *Call.* 792, 5 = *Ulp.* coll. 13, 3, 2. *Ulp.* *val.* 208. *Paul.* V, 5, 3 (scriptura aut testibus). 18, 3 = coll. 11, 4, 1 (ita). V, 25, 13. 26, 3. 30, 1. *Marcan.* 833, 38. 858, 38. ~ *alicuius rei*: adulterii *Paul.* II, 26, 14. iniuriarum *Paul.* V, 4, 20. ~ in praevaricatione accusator *Ven.* 789, 18. ~ *sequitur Infinitivus*: *Gai.* I, 13. *Call.* 651, 17.

Sev. et Ant. Ulp. 31, n. Ulp. 759, 12. Paul. 647, 10. 856, 32. Marcian. 395, 7. — II. aliquid: id quod intendat Paul. 844, 39. fraudem possessoris Val. 882, 13. mendacium aut veritatem Paul. 844, 30. ~ sequitur Accusativus cum Infinit. Paul. 854, 5 = V. 25, 8. Macer 214, 13. Fur. Anth. 212, 2.

conviva. cum convivis et hospitibus uti *Ulp. 245, 2.*

convivium. a convivis abstinere *Paul. I. 21, 14. ~ in convivio, dum sago iactatur, male acceptus Ulp. (consult. Taurini) coll. 1, 11, 2. quod vescendi causa ponitur Paul. 346, 26.*

convocatus, us. qui . . convocatu seditione villas expugnaverint *Marcian. 816, 13.*

convocium. convivium appellatur quasi convocium *Ulp. 777, 1.*

convoco. homines ad seditionem *Ulp. (Lex Jul.) 802, 11. convocatis hominibus vim facere Scaev. 818, 7 = Ulp. 817, 12. cf. Macer 818, 3 (ad vim faciendam). 8. 10. ~ heredes procuratoresve eorum Reser. Ulp. 142, 36. homines ad hoc, ut voluntatem suam testaretur Trai. Flor. 871, 14. turbam Ulp. 898, 22. 767, 34. 768, 7 (ut turba coram servum verberaret). iutores Ulp. 760, 12.*

convolo. ad secundum legatum testatorem convolasse *Paul. (Trüb.) 7, 7.*

cooperio. mensa argento cooperta *Iul. 520, 22.*

cooptertoria. cooptertoria (coptertoria F) Taviania *Scaev. (test.) 156, 37.*

copia. I. = multitudo. pecuniarum *Hadr. Paul. 856, 36. testium Paul. 744, 36 (om. F). virorum honestorum Call. 910, 13. — II. copiae = commectus, annona. negotium copiarum expeditionis tempore mandatum Pap. 468, 36. — III. = facultas. copia est experiundi Paul. 330, 11. copiam facere describendi Ulp. 59, 1. docendi Mod. 893, 32. ~ copia est alterutris aduendi Ulp. 870, 13. copiam facere materiae adprehendendae Ulp. 572, 36. instrumentorum inspicendorum Ulp. 865, 31. copiam habere recipiendi hominis Paul. 301, 30. — copia hominis vel rei: praesentis corporis copiam facultatemque significamus Paul. 952, 11. copia est curatoria Ulp. 722, 16. magistratus Ulp. 144, 2. eius, a quo provocatur Ulp. 870, 36. copia fit rationum vel actoris Ulp. 310, 12. copiam (non) facere sni Pap. 441, 37 (frustrandi gratia fideicommissi). Ulp. 779, 3 (tutor ad alimenta pupillo praestanda). 37. 41. 547, 3. 548, 12 (in publico). 32 (hereditatem possidens). 555, 37 (Romae agens). 870, 32 (is qui pronuntiavit). 32 (in publico). copiam habere eius, quem appellabit Ulp. 870, 41. eius (qui pronuntiavit) Ulp. 870, 32. praetoris Ulp. 372, 36.*

628, 13. inrisconsulti *Paul. 655, 4. eorum quos consularet Paul. 276, 33. nullius eorum (mariti vel parentis) Ulp. 736, 30. sui Ulp. 546, 11. rei Ulp. 333, 21. 13, 16 (legatae). Paul. (Trüb.) 344, 11. copiam sui praestare Marcian. 839, 17.*

copulo. I. primis quibusque proxima copulata *Paul. 129, 35. — II. personae, quae per feminini sexus personas copulatae sunt (i. e. cognati) Gai. III, 30. ~ matrimonio inter se Mod. 353, 2. copulatos (matrimonio) in potestate habere Ulp. 708, 12. emancipare Ulp. 708, 31. feminae plebei nuptiis copulatae Ulp. 27, 12. — III. copulator cognatio Mod. 352, 3. 3 (iustis nuptiis contractis). 13 (per nuptias). matrimonium Pap. coll. 6, 6, 1. Ulp. 709, 22. matrimonium non copulato Ulp. 376, 2. post nuptias copulatas Paul. 110.*

coquo. Forma. coquit 920, 37 (scil. unico loco, quo littera gutturalis legitur ante vocalem u); ceteris locis: coquere, coqueretur, coquendum, coqui, coquitur. —

Significatio: vas ad coquendum *Ulp. 151, 36. coquere calcem Tarr. 920, 17. Ulp. 218, 21 unde rest. vat. 71. 258, 21. 259, 22. 16. Paul. 259, 22. calcem vel aliam rem Ulp. 90, 13. carbones Ulp. 90, 36. ligna Ulp. 90, 32 = 247, 32 (itiones et alia ligna cocta). odores Pomp. 494, 36 (coctis odoribus). panem Ulp. 126, 3. pulverentaria Ulp. 126, 3 (rusticis). Paul. 129, 32. 33 (in caccabis). sapham Ulp. 126, 12 (in vase aeneo).*

coquus. Forma. coqui *Paul. III, 6, 72; in Digestis semper coens, coei etc. — Significatio. mediocri, optimis vid. s. h. verb. coqui inter urbana ministeria continentur Paul. III, 6, 72. cf. Af. 951, 11. idem leccarius et cocus Paul. 99, 13. leccarius cocus postea factus Marcian. 92, 4 (del. Mo.). ceterum: Gai. 608, 1. 2. 184, 15. 30. 431, 32. Marcian. 92, 3.*

cor. vidua sic dicta quasi vecors, vesanus, qui sine corde aut sanitate esset *Iav. (Lab.) 956, 3.*

coracinum. species quaedam lanæ nigrae. *Paul. 95, 2.*

coram. I. Adverbium. cum sit coram qui ostenditur *Paul. 845, 1. coram dicere sententiam Ulp. 155, 32. ~ coram vel per nuntium (internuntium) vel per epistolam esse potest constitutus procurator Ulp. 86, 36. constituntur sponsalia Ulp. 657, 21. — II. Praepositio. (nomini postpositum Ulp. 472, 3. 768, 1). palam est coram pluribus Ulp. 936, 35. affirmavit coram nobis Maecianus Dir. Fr. Ulp. 318, 11. adire iussit 'coram Titio' Ulp. 879, 4. dicta sententia non coram litigatoribus Ulp. 155, 22. coram furioso, demente, pupillo Ulp. 155, 26. 24. facere aliquid*

coram Titio *Flor.* 952, 3. 1. nihil fieri coram furioso *Iul.* 159, 30. (cf. *Flor.* 952, 1). interrogare mulierem coram testibus *Mod.* 728, 29. promenda pecunia (deposita) coram praetore *Ulp. (Trib. T.)* 471, 30. remota signacula, quibus coram *Ulp. (Trib. T.)* 472, 2. scriptis (actor) coram subscribente et assignante domino *Paul. (atq.)* 672, 11. substituitur in litem cognitor coram adversario *Gai.* IV, 83. verberare servum turba coram *Ulp.* 768, 7.

corbis. corbes, fructuum cogendorum causa paratae, instrumento (fundi) cedunt *Paul.* III, 6, 36. cf. *Ulp.* 125, 13. per corbem mensuram facere (vini) *Ulp.* 538, 27.

corium. mortui pecoris in fructu non est *Gai.* 239, 4. non debetur mortuo bove qui legatus est *Paul.* 48, 31. bove subrepto et occiso conditio et bovis et corii . domino competit *Iul.* 392, 30. cf. 30. 41. 393, 3. ~ sive chartae sive membranae sint vel si corio alicuius animalis, tabulae recte dicuntur *Ulp.* 310, 30. si in phylra aut in tilia aut in quo alio corio (sunt volumina) *Ulp.* 88, 33.

cornicularius. adiutores corniculariorum *Tarr.* 920, 30.

cornu. bos cornu petere solitus *Ulp.* 276, 11. cf. *Paul.* 616, 3. cornu percussus a bove (servus) *Aff.* 293, 3. cornua condicuntur (bove subrepto et occiso) *Iul.* 392, 30.

cornuarius. habet aliquam vacationem munerum graviorum *Tarr.* 920, 18.

corona. propter coronas sacras praestantur commoda *Pap.* 541, 3. — in coronis mensuram gemmae coronis cedent et hae mensis *Ulp.* 151, 13. 152, 1.

coronatus. athletae qui sacris certaminibus coronati sunt *Mod. (Ulp.)* 783, 11.

corporalis. possideri possunt, quae sunt corporalia *Paul.* 504, 3. cf. *Iav.* 98, 4. quod ex aliqua obligatione nobis debetur, plerumque corporale est velut fundus, homo, pecunia *Gai.* 24, 30 = II, 14. etsi nihil corporale est in hereditate *Ulp.* 275, 13. non corporalis est (hereditas) *Gai.* II, 54 (gloss. 7). ~ fructus *Gai.* 24, 21 = II, 14. pignora *Ulp.* 538, 22. 23. res *Iav.* 356, 3. *Vem.* 170, 37. *Gai.* 24, 22. 23. unde rest. II, 12. 13. 14. 519, 30. II, (19). 38. III, 83. 85. IV, 3. *Ulp.* 322, 40. (Trib. T.) 675, 29. XIX, 15. *Paul.* III, 6, 11. *Marcian.* 598, 30. 98, 30. res nec mancipii *Gai.* II, 19. ~ labor *Char.* 914, 30. ministerium *Char.* 915, 33. munera *Pap.* 917, 33 (sordida). *Ulp.* 911, 30. possessio *Iav.* 511, 3. *Pomp.* 511, 14. *Pap.* 413, 30. vis *Ulp.* 584, 13. vitium *Ulp.* 603, 12. 21. *Mod.* 23, 34. — loc. mutil. *Gai.* III, 95.

corporaliter. amittere possessionem *Iav.* 510, 30. datus pignori servus *Paul.* 503, 3. deminui

Ulp. 731, 27. detinetur possessio *Iav.* 714, 13. nancisci possessionem *Paul.* 518, 13. tenere *Iav.* 511, 3. *Paul.* V, 11, 2. res in solidum translatae *Ulp.* 569, 3.

corpus. certum, commune, compressum, diversa, ignotum, incertum, integrum, inutile, lanceum, liberum, novum, praesens, quaestuarium, speciale vid. s. his. verb. — ad defn. vid. *Pomp.* 522, 11. —

I. Hominis. A. civi. 1) *Proprie de ipso corpore dictum.* a) *Nominat.* liberum corpus aestimationem non recipit *Gai.* 277, 21. 296, 32. (cf. *Ulp.* 294, 18. *Paul.* 419, 20). — b) *Accusat.* corpus alere *Iav.* 143, 13. corrumpere *Paul.* I, 134, 5 (mores corpusve). curare *Gai.* 937, 13. durare iu tormenta *Paul.* 844, 21 (animum corpusque). immittere in valetudinem *Ulp.* 605, 15. laedere *Gai.* 296, 20 (liberi hominis). *Char.* 915, 11. miscero *Paul.* 946, 13. obicere *Ulp.* 898, 22. ornare *Ulp.* 153, 13. retinere *Ulp.* 833, 13. scindere *Ulp.* 285, 11 (om. coll. 2, 4, 1 loc. gem.; del. Mo.). tegere *Paul.* 153, 30. 31. torquere *Ulp. (Trib. T.)* 40, 27. tueri *Aff.* 951, 30. *Iul.* 812, 31. ~ non solum ad corpus, sed etiam ad animi vitia referendum est (quod deterior factus est servus) *Ulp.* 610, 21. ad corpora pertinet vitii appellatio *Ulp.* 603, 31. ~ extra corpus iniuriam pati *Paul.* V, 4, 1. 1. ~ in corpus admittere *Ulp.* 294, 31. coercitio *Paul.* 795, 13. 61 (iniuria) *Ulp.* 771, 30. inferre pati iniuriam *Ulp.* 771, 13. *Paul.* V, 4, 1. 1. saevire *Ulp.* 439, 33 (suum). — c) *Genet.* corporis, corporum aegritudo *Ulp.* 924, 33. aestimatio *Pap.* 757, 11. 12. *Ulp.* 294, 18. *Paul.* 419, 20. aspectus *Paul.* 135, 3. coercitio *Ulp.* 846, 31. cruciatus *Ulp.* 140, 33. cultus *Ulp.* 937, 3. cura *Ner.* 327, 17. *Gai.* 324, 5. debilitas *Ulp.* 916, 33. dolor *Ulp.* 779, 3. *Paul.* 616, 12. habitus *Gai.* I, 196. *Ulp.* 602, 29. XI, 28. 28. impedimentum *Mod.* 942, 13. inebelitas *Ulp.* 916, 33. *Mod.* 942, 11. infirmitas *Paul.* 323, 17. ministerium *Char.* 915, 3. morbus *Ulp.* 602, 32. motus *Iul.* 543, 17. obiectus *Mod.* 901, 40. pars *Gai.* III, 219. IV, 21. 60. *Flor.* 520, 31. *Ulp.* 605, 20. 153, 3. 929, 17. 30. *Paul.* 604, 17 (necessaria). V, 4, 21 (inferior). coll. 2, 6, 4. sanitas *Lab.* 815, 3. *Ulp.* 602, 30. 603, 11. tutela *Flor.* I, 28. valetudo *Tryph.* 793, 30 (c. aut mentis). *Paul.* 816, 30 = III, 44, 11 (adversa). *Mod.* 739, 30. vexatio *Coll.* 919, 5. vitium *Ven.* 619, 31 (animi potius quam c.). *Ulp.* 603, 20 (animi, non c.). 27. 29. 30 et 37 (animi, non c.). 604, 1. 1 (c. et animi mixtum). 605, 3. 17. *Marcian.* 33, 31. — d) *Dative.* corpori, corporibus adhibere vincula *Ulp.* 952, 33. exstitit munus *Herm.* 911, 13 (corr.). indicta obsequia *Ulp.* 912, 34. inferitur iniuria *Ulp.* 774, 33.

775, i. *Paul.* V, 4, 4. nocetur *Ulp.* 505, s. *Paul.* V, 3, 1. — e) *Ablat.* corpore, corporibus auxilium ferre *Ulp.* 898, i. 22. baiulare *Gai.* 954, 33. dare damnum *Gai.* III, 219. 219. deterius factum mancipium (sive animo sive c.) *Ulp.* 609, 7. implere munera *Ulp.* 916, 33. muliebricia pati *Ulp.* 80, 2. quaestum facere *Lex Iul.* *Ulp.* coll. 9, 2, 2. *Maccian.* 229, 30. *Call.* 326, 3. *Ulp.* 662, 22. XIII, 1. *Paul.* 664, 2. II, 26, 4 = coll. 4, 12, 3. *Marcian.* 744, 11. *Mod.* 660, 30. quaestum exercere *Ulp.* 662, 27. redire domum *Flor.* 892, 17. ~ ex corpore nostro cotidie decedunt particulae minimae *Alf.* 174, s. ~ in corpore accidit *Ulp.* 602, 21. damnum datur *Ulp.* 295, 20 (libero). sit iniuria *Paul.* coll. 2, 5, 4. sensit damnum servus *Ulp.* 342, 21 (in c. vel in animo). — 2) *Specialiter de possessione.* corpore esse in fundo *Paul.* 514, 33. adprehendere *Jar.* 516, 33. *Paul.* 503, 33. adquirere possessionem *Paul.* 504, 8 (et c. et animo). 507, 11 = 965, 13 (animo et c.). V, 2, 1 (et animo et c.). 1. amittere possessionem *Pap.* 515, 33 (vel animo vel etiam c.). apisci possessionem *Paul.* 504, 3 (et c. et animo). 6. contingere rem *Paul.* 502, 11. ingredi *Pomp.* 511, 13. incumbere possessioni *Marcian.* 510, 7 (et c. et animo). possidere *Pomp.* 614, 3. *Pap.* 515, 34 (servi vel coloni). 516, 10. *Ulp.* 583, 34 (sive c. sive animo). 584, 7 (neque animo neque c.). *Paul.* 505, 8 (per servum vel colonum). 11 (animo nostro, c. etiam alieno). 17 (eorundem et animo et c.). desinere possidere *Ulp.* 511, 33. quaerere possessionem *Pap.* 515, 33 (servi). retinere possessionem *Ulp.* 584, 4 (animo, etsi non c.). tenere *Pap.* 515, 32. corporis traditio *Jar.* 516, 33. — 3) *Translate, ut de ipso homine magis cogitandum sit.* a) *Accusat.* corpus, corpora aestimare *Gai.* III, 212. *Ulp.* 282, 2. depretiare *Paul.* 282, s. eximere *Paul.* 48, 16. habere in caupona *Ulp.* 662, 20 (corpora quaestuarina). ~ ultra ipsorum corpora nequitiam parentibus dominiove damnosam esse *Gai.* IV, 75. — b) *Genet.* corporis (corporum) precepti aestimatio *Paul.* 282, 7. copia facultasque *Paul.* 952, 11. deditio *Gai.* 297, 6. demonstratio *Flor.* 187, 7. praesentia *Gai.* 935, 34. *Ulp.* 774, 30. — c) *Dat.* corpori cohaerentes causae aestimantur *Paul.* 282, s. — d) *Ablat.* de corpore constitit *Ulp.* 654, 3. ~ in corpore errare *Ulp.* 817, 30. 835, 1, s. — B. mortui. 1) *Nomin.* corpus non comparet *Pap.* 86, 20. ne corpora insepulta iacerent *Ulp.* 351, s. — 2) *Accusat.* corpus commendare *Ulp.* (351, 37). *Paul.* (I, 21, 4). condere *Scaev.* (test.). 66, 7. *Ulp.* 349, 1. 351, 33. *Marcian.* (355, s.). contingere *Marcian.* 787, 7. custodire *Ulp.* 351, 37.

dare humi *Scaev.* 157, 33. dare ad sepulchrum (sepulturae) *Paul.* 863, 31 (animadversorum). I, 21, 3. deponere *Paul.* I, 21, 9. detinere *Ulp.* 355, 4. 771, 33. 786, 11. effodere vel eruere *Ulp.* 350, 10. extrahere *Paul.* 787, 30. humare *Ulp.* 349, 2. 698, 33. imponere *Macer* 355, 2. inferre *Flor.* 355, 13. *Paul.* 355, 11. I, 21, 2 (in civitatem). 9 (in eo sarcophago vel solo, ubi corpus iam depositum est). inquietare *Marcian.* 355, s. negare cognatis *Ulp.* 863, 31 (eorum qui capite damnantur). nudare et solis radiis ostendere *Paul.* I, 21, 4. perferre *Pomp.* 200, 30. *Ulp.* 351, 30. pectere *Ulp.* 863, 33. ponere *Scaev.* (test.) 147, 13. reportare in patriam *Scaev.* 169, 33. (test.) 22. sepelire *Ulp.* (355, 4). 863, 33. *Macer* (354, 20). sepeliendum tradere *Scaev.* (test.) 86, 34. sepulturae tradere *Ulp.* (786, 11). *Paul.* (I, 21, 1. 4). transferre *Ulp.* (355, 4). 786, 11. (13). 17. *Paul.* (355, 11). I, 21, 1. *Marcian.* (355, s.). transvehere *Ulp.* 786, 13. vexare *Ulp.* (355, 4. 786, 11). — 3) *Genet.* corporis causa consumptum *Macer* 354, 20. crogatum *Macer* 354, 27. — 4) *Dat.* corpori adicere ornamenta *Scaev.* 157, 33. — 5) *Ablat.* cum corporibus ornamenta condere *Ulp.* 351, 31. —

II. *Bestiae.* meum corpus est *Ulp.* 276, 37 (ursi occisi). ~ corpora cetera depretiata sunt *Paul.* (282, s.). non singula corpora vindicantur *Ulp.* 201, 16. ~ non ad corpus quadrupedis aestimatio referri debet *Jar.* 289, 20. ~ corporis precepti aestimatio *Paul.* (282, 7). ~ causae corpori cohaerentes aestimantur *Paul.* (282, s.). ~ corpore damnum dedit (equus) *Ulp.* 276, 20. pauperiem dedit (quadrupes) *Ulp.* 276, 23. eo ingenio aut corpore nata mula, ut alterum ingenuum non patitur *Ulp.* 615, s. —

III. *Rei* = res corporalis, species. A. *Notabiliora.* ad defn. cf. *Pomp.* 522, (11). 17. 34. in his corporibus, quae ex distantibus corporibus essent, constat singulas partes retinere suam propriam speciem *Paul.* 205, 17. 17. quod non idem in cohaerentibus corporibus eveniret *Paul.* 205, 20. quod diximus. . . dotem impensis minui, non ad singula corpora, sed ad universitatem erit referendum *Ulp.* 115, 33. cf. (731, 31). opus quod Graeci *ἀντοδωρα* vocant. . . id est ex opere facto corpus aliquod perfectum *Paul.* 934, 7. res quarum corpus manet, forma mutata est *Ulp.* 934, 30. an idem corpus sit *Paul.* 625, 13. cf. 27. pro partibus indivisus, ut intellectu magis partes habeant, quam corpore *Ulp.* 681, 3. ~ pecuniae verbum non solum numeratam pecuniam complectitur, verum omnem omnino pecuniam, hoc est omnia corpora. nam corpora quoque pecuniae appellatione contineri *Ulp.*

948, 953, *cf.* (697, 17). *Herm.* (953, 17). non numerata pecunia, sed certum corpus *Pomp.* 722, 13. (*cf. Paul.* 201, 13). neque corpus neque pecunia *Ulp.* 622, 13. non corpora, sed pecunia *Ulp.* 731, 22. *cf. Iul.* (690, 12). sive in pecunia non corpora cogit, sed quantitatem *Pap.* 716, 13. summa aut certum corpus *Val.* (252, 34). corpora numerorum *Pomp.* (381, 2). *Pap.* 476, 11. 15, 33. *Ulp.* (360, 2). 653, 33. corpus numerorum *Ulp.* 7, 33. corpora pecuniae *Scaev.* 588, 2. corpora instrumentorum *Ulp.* 552, 33. 572, 17. rationum *Ulp.* 449, 33. *U* corpus et ius: non ius, sed corpus demonstramus *Iul.* 626, 13. hereditas sine ullo corpore iuris intellectum habet *Pap.* 196, 10. neque plures in uno fundo dominium iuris intellecta, non divisione corporis optinent *Pap.* 52, 13. universas res hereditarias... sive iura sive corpora sint *Ulp.* 186, 33. loci corpus non est domini ipsius, cui servitus debetur, sed ius cundi habet *Ulp.* 267, 33. ius rei vel corpus deterius facere *Ulp.* 560, 33. sive corporis dominus sive is qui ius habet *Ulp.* 383, 33. sive in corpore sive in iure loci *Ulp.* 399, 33. utrum in corpore an in quantitate vel in iure *Ulp.* 623, 33. sicut corpora vindicantur ita et ius satis dari oportet *auct. inc. rat.* 92. tam corpora quam iura *Herm.* 953, 33. possessio non tantum corporis, sed et iuris est *Pap.* 516, 33. *cf. Ulp.* 275, 11. 611, 33. corpora legari omnia et iura et servitutes possunt *Ulp.* 10, 12. corpus aut servitutem *Paul.* 641, 3. est ususfructus ius in corpore *Cels.* 216, 3. in ipsum corpus... usum fructum vendere *Paul.* 540, 10. quartam ex eo (usufructu) sic ut ex corporibus retinere *Paul.* (*Iul.*) 301, 33. unde *rest. rat.* 68. sive in corporibus bona sunt sive in actionibus *Ulp.* 275, 13. corpora et actiones *Ulp.* 624, 3. cum nihil in corporibus, sed omnia in nominibus sunt *Paul.* 314, 16. *cf.* 242, 3. corporis alicuius nomen *Paul.* 409, 33. usura... non ex ipso corpore, sed ex alia causa est, id est nova obligatione *Pomp.* 943, 33. ut corporis vel pecuniae translata, ita obligationis... conditio est *Tryph.* 684, 17. interdicto quorum bonorum debitores hereditarii non tenentur, sed tantum corporum possessores *Paul.* 568, 33. *U* restituit non tantum, qui solum corpus, sed etiam qui omnem rem conditionemque redditam causa praestet *Pomp.* 956, 33. in corporibus et fructibus *Paul.* 186, 33. — *B.* Ceteri loci secundum casuum ordinem dispositi. 1) *Nomin.* sunt plura corpora *Ulp.* 653, 33. tot stipulationes, quot corpora *Ulp.* 649, 33. 653, 33. singula corpora communia *Ulp.* 360, 33. diversa *Paul.* 622, 3. nulla *Ulp.* 115, 33. in bonis defuncti (*Ulp.* 213, 33). in

hereditate aut in peculio *Ulp.* (613, 33). corpus abest emptori *Ulp.* (622, 19). accessurus est *Ulp.* 613, 33. 36. *fit Paul.* 494, 17. intervenit *Pomp.* 756, 33. non separatim est a fundo *Pomp.* 555, 33 (arborum). corpora aestimanda sunt secundum rei veritatem *Ulp.* 213, 33. manserunt in eadem specie *Ulp.* 118, 33. quae in eadem causa domini manserunt, ad voluntatem fideicommissi pertinent *Pap.* 60, 17. remanserunt ex bonis *Scaev.* (258, 1). tenentur pignoris nomine *Scaev.* 535, 33 (hereditaria). transcut ad eum cui cessa est hereditas *Gai.* 11, 35. veniant in hereditatis petitionem *Paul.* 186, 33. — 2) *Accusat.* corpus, corpora adnumerare *Gai.* (519, 17). dare *Pomp.* 516, 27. 5, 33 (damnatu heres). *Val.* 252, 33 (per fideicommissum). *Ulp.* 731, 33 (aestimata in dotem). confiteri dare se oportere *Ulp.* 544, 33 (del *Mo.*). contractare *Pomp.* (756, 33). debere et solvere *Marcian.* 583, 33. deminueret *Ulp.* 731, 33. 133, 33. 134, 33. demonstrare *Pap. rat.* 16. *Ulp.* (115, 33 *ex con.*). dimittere *Gai.* 610, 10. dividere *Scaev.* 596, 27. 597, 11. donare *Ulp.* 697, 13. officere commune *Gai.* 489, 33. eximere *Mod.* 316, 33. habere *Ulp.* 128, 33. legare *Pomp.* 96, 17. 149, 48. *Afr.* 31, 13. *Scaev.* (67, 3). *Pap.* 52, 1. *Ulp.* 6, 11. 7, 13. 13, 17. nancisci *Ulp.* 531, 22. 31. petere *Pomp.* 626, 13. *Gai.* IV, 48. *Scaev.* (67, 3). *Ulp.* 623, 33. 33. possidere *Scaev.* 67, 3. 258, 33. *Ulp.* 185, 33. praestare *Pap.* 718, 1. *Ulp.* 391, 33. relinquere *Marcian.* 208, 33. restituere *Gai.* 204, 22. separare *Jav.* 521, 17. solvere *Marcian.* (583, 33). tradere *Iul.* (496, 33). vindicare *Pap.* 178, 33. *Ulp.* 133, 33. *U* circa corpora, quae sunt in hereditate aut in peculio, non est locus edicto aedilium *Ulp.* 613, 33. *U* in corpus consentire *Iul.* 496, 33. *Gai.* 519, 17? (*corr.*). *Ulp.* 406, 33. 515, 17. *Paul.* 316, 33. convenit *Gai.* 519, 33. redacta substantia *Paul.* 512, 33. transferitur *Iul.* 690, 13 (dos). *Ulp.* 333, 11 (res). *U* inter modum constituendae dotis et corpus ignotum differentia magna est *Pap.* 683, 13. *U* praeter corpus nihil sequitur emptorem *Paul.* 528, 33. — 3) *Genetic.* nihil corporis fieri eius (*scil.* uxoris) *Ulp.* 697, 17. corporis, corporum adactiones *Pomp.* 522, 33. aestimatio *Pap.* (757, 11. 11). 380, 13. conditio *Ulp.* 391, 33. deminutio *Ulp.* 731, 33. 31. dominus *Gai.* 490, 17. dominium *Ulp.* 403, 21. donatio *Pomp.* 410, 33. exemplo *Pap.* 15, 33. ius *Iul.* 639, 22. numerus *Gai.* 519, 1. partes *Iul.* 658, 13. pars *Pomp.* 381, 33. *Ulp.* 403, 33. relictio *Ulp.* 611, 33. species *Gai.* 489, 33 (novi). vice haberi *Tryph.* 685, 33. — 4) *Datic.* corporibus accedunt praediorum rusticorum *Paul.* 251, 22. — 5) *Ablat.* de corpore

constat *Ulp.* 515, 14, 15. convenit *Ulp.* 202, 14. ~ ex corpore percipiantur fructus *Iul.* (639, 22). ex corporibus aedes constant *Iac.* (521, 17). ~ in corpore, corporibus est peculium *Ulp.* 133, 31. consentire *Ulp.* 513, 3, 3. *Paul.* 551, 40. 653, 4. consistit fideicommissum *Paul.* 65, 3. constat *quid Paul.* 201, 13. dissentire *Ulp.* 515, 11, 13. errare *Ulp.* 515, 15. I, 11.

IV. Universitas rerum. Homeri corpus *Ulp.* 88, 35. *cf. cons.* 3, 7, 8, 9, 7, 6. ~ corpus patri-
monii *Pap.* 56, 13. 60, 3. 168, 19, 13. *Ulp.* 118, 20. 191, 35. *Sec. et Anton. Paul.* 655, 17. —

V. Universitas hominum. corpus fabrorum *Call.* 920, 3. *cf.* (789, 16). mensurarum frumenti *Paul.* 917, 34. naviculariorum *Call.* 919, 35. (920, 3). servorum *Ulp.* 950, 13. ~ suum corpus (i. e. plebis) *Pomp.* (6, 30). utrumque corpus (i. e. patrum et plebis) *Pomp.* (6, 31). municipium *Ulp.* (XXII, 5). familia *Ulp.* 950, 1. collegium et corpus *vid. s. collegium pag.* 803, 20. — *Loci secundum causum ordinem dispositi.* 1) *Nomin.* corpus est *Ulp.* 227, 18. est incertum *Ulp.* XXII, 5. coit *Marcian.* 793, 13. concessum est *Gai.* 96, 33. confirmatum est *Gai.* 96, 33. habet vacationem tutelarum *Call.* 789, 30. intulit metum *Ulp.* 114, 25. possidere et usucapere potest *Ulp.* (332, 36). praebet immunitatem *Call.* (920, 4). — 2) *Accusat.* corpus habere *Gai.* 96, 31. 33, 37. rogare restituere *Ulp.* (227, 18). — 3) *Genetiv.* corporis curator *Marcian.* 793, 17. defensor *Ulp.* 370, 37. iure excusari *Herm.* 792, 44. privilegium *Marcian.* 449, 37. servi *Ulp.* 840, 33. 841, 1. significatio *Ulp.* (950, 1). — 4) *Dativ.* corpori legatum est *Paul.* 175, 15. licet coire *Paul.* (175, 18). *cf. Call.* (919, 13). immunitas tribuitur *Call.* 919, 13. — 5) *Ablat.* a corpore agnoscere potest bon. possessio *Ulp.* 275, 13. manumitti *Ulp.* 45, 14. ~ de corporibus *#* 792, 34. ~ ex corpore conliberti *Scaev.* 83, 11 (eodem). creare consules *Pomp.* 6, 30 (suo). constituit *Pomp.* 6, 31 (utroque). ~ in corpore collegae *Sever. Ulp.* rat. 158. esse *Call.* 789, 16. (919, 50). *Ulp.* 227, 17. *Paul.* rat. 235. adsumi artificii causa *Call.* 920, 1. allecti *Call.* 920, 3. idem dicendum erit *Ulp.* 332, 26.

corpusculum. fit ex auro *Pomp.* 156, 3.

corrado. *Forma.* contrasas *Ulp.* 855, 33. ceterum corrado. — *Significatio.* I. = abradere. tectorium picturasque *Cels.* 207, 31. — II. = colligere. nummos *Ulp.* 458, 13. pecunias *Ulp.* 855, 33. summam *Ulp.* 760, 27.

correctio. incestum excusari solet. . puniendi correctione, quae bona fide intervenit *Pap.* 814, 33.

corrector. legatus Caesaris, id est praeses vel corrector provinciae *Pap. (Trib.)* 37, 23. correctorum et praesidum provinciae notio *Herm.* 36, 5.

correus. ne etiam conreus meus liberetur *Ulp.* 158, 3. dum a conreo meo petitur *Ulp.* 158, 7.

corrigo. *Forma.* semper corrigere. — *Significatio.* I. *Quem = castigare.* corrigendi animo verberavit *Ulp.* 778, 37. si ita correcti in eisdem deprehendantur *Call.* 851, 38. ~ libertum pro modo querellae *Ulp.* 29, 30. servum extra ordinem officio iudicis *Ulp.* 294, 37. — II. *Quid = emendare.* arbitrium *Paul.* 511, 31 (per iudicium bonae fidei). errorem *Macer* 873, 13 (citra provocationem). ius *Pap.* 2, 31 (civile). *Ulp.* 140, 16 (laesum). leges *Pomp.* 4, 6. mores *Char.* 914, 10. priore scripturam posteriore *Cels.* 167, 33. sententiam *Gai.* 153, 7. *Ulp.* 542, 36. *Paul.* 869, 31.

corripio. levissima febre correptus *Iul.* 543, 35. (fimo corrupto *vid. s. corrumpo*).

corrivo. *Forma.* corrivo *Ulp.* 398, 13. ceterum corrivo. — *Significatio.* corrivare aquam *Ulp.* 395, 36. 396, 33. 398, 13.

corruo. *Forma.* semper corruo. — *Significatio.* si qua vetustate corruissent *Ulp.* 217, 11. *cf.* 12. corruerant aedes *Afr.* 394, 18. 50. *Ulp.* 236, 16. 548, 11 (vitio tigni). 382, 17. aedificia *Iav.* 572, 2. corruit ager *Ulp.* 562, 30 (terrae motu). insula *Ulp.* 103, 3. opus *Ulp.* 389, 23. solum *Afr.* 568, 14.

corrumpo. *Forma.* corrumpo 220, 3. ceterum corrumpo. fimo corrupto *Paul.* 784, 4 = V, 4, 13 ad corripio pertinere putat *Georges.* —

Significatio. I. *Aliquem.* (animum, corpus, mores, pudicitiam *vid. s. II*). accusatorem *Sec. et Ant. Macer* 858, 1. *#* 857, 31. actorem prae agentis *Paul.* 37, 25. adversarium *Ulp.* 857, 23. ancillam alienam virginem immatram *Paul.* I, 134, 6. arbitrum *Ulp.* 149, 36 (sordibus). 156, 9 (vel pecunia vel ambitione). cognatam alii nuptam, cum qua nuptias contrahere non potest *Marcian.* 842, 31. comitem *Paul.* 784, 5. II = V, 4, 14. 14. delatorem *Ulp.* 789, 34. 881, 19. filium filiamve familias *Paul.* 343, 26. animum liberorum *Paul.* (343, 30). iudicem *Ulp.* 43 144, 13. 378, 5. *Paul.* 828, 1. (*lex Corn.*) V, 25, 2, 2 = coll. 8, 5, 1. 1. *cf. Marcian.* 823, 1. 4. iudices pecuniae pecunia *Paul.* 854, 5 = V, 28. alienam matrem familias *Tryph.* 953, 31. ministeria praetoris *Ulp.* 779, 3. parentes *Gai.* 175, 7 (noveralibus delinquentis instigationibus). carceri praepositum *Paul.* 801, 31 (pretio). procuratorem *Iul.* 529, 23 (praemio). servum *Ulp.* 72, 30. 341, 3. 15. 342, 8, 10. 22. 26. 27. 342, 23. *Paul.* 342, 18. 343, 30, 31 (con-

servum). 32. 35. animum servi *Gai.* (344, 14). *Paul.* (325, 39). mores corpore *Paul.* (1, 134, 5). de servo corrupto *Pap.* 340, 36. actio *Pap.* 805, 38. cognoscere *Paul.* 37, 25. servi corrupti agere *Alf.* 344, 30. *Ulp.* 341, 2. 737, 3. 751, 3. *Paul.* 320, 3. actio *Ulp.* 72, 35. 341, 4. 343, 12. 15. 784, 31. *Paul.* 230, 7. 343, 37. 505, 39. 782, 36. II, 31, 33. nomine datur actio *Marcian.* 344, 25. iudicium *Gai.* III, 198. 198. ~ corrumpere testes *Hadr. Call.* 540, 31 et *Call.* 540, 31 (pecunia). viduam *Marcian.* (842, 31). nondum viripotentes virgines *Paul.* 853, 38. uxorem domini *Marcian.* 406, 40. —

II. Aliquid. A. *Res corporales* raptum intelligitur quod quoquo modo corruptum est *Gai.* III, 217 *suppl. ex Inst. cf. Ulp.* 285, 2. 744, 38. corrupti appellatione continentur effusum et acetum factum, fractum etustum *Ulp.* 285, 3. 10. ~ corrumpere aliquid, quid, quod *sim. Pomp.* 209, 42. 773, 42. *Gai.* 443, 21. 761, 2. 8. *Ulp.* 285, 4. *Paul.* 483, 3. *Pap.* 759, 38. haec omnia (scil. mala medicamenta, venena, libri improbatæ lectionis, magici forte vel his similes) protinus corrumpenda sunt *Ulp.* 309, 27. ~ album vel quod iurisdictionis perpetuae causa propositum erit *Ulp.* 40, 22. 25. 30. 41, 1. *Paul.* 41, 3. 11. 134, 3. aquam *Ulp.* 597, 3. 606, 2. *Paul.* 400, 38. caelum agri *Ulp.* 220, 22. cautionem *Gai.* 62, 7. chirographa debitorum *Ulp.* 343, 9. corpus *Paul.* (1, 134, 5). aquarum ductus *Ulp.* 220, 3. edicta proposita *Mod.* 829, 37. fructum *Afr.* 568, 38 (insequentis anni). *Ulp.* 328, 22 (futuri anni). 562, 22 (fructum oleae corrumpit uredo). frumenta *Lab.* 525, 17 (nives corruperunt). *Ulp.* 285, 21. imaginem vel librum *Ulp.* 744, 38. iter *Ulp.* 593, 38. mensuras publice probatas vini, frumenti vel cuiuslibet rei *Mod.* 829, 38. merces *Ulp.* 791, 31. nummos *Paul.* (*Lex Corn.*) V, 25, 1. rationes *Ulp.* 311, 27 (hereditarias). 552, 36. rem *Ulp.* 333, 2. res mobiles (quae in usufructu sunt) *Ulp.* 221, 12 (feritate vel saevitia). rivum *Lab.* 573, 31 (corrumpit labes). siliginem *Iul.* 105, 28 (miscendo). solum *Ulp.* (605, 36). tabulas *Iul.* 290, 19. *Ulp.* 124, 36. 311, 36. terram *Ulp.* 605, 36. vestimenta vel quid aliud *Ulp.* 294, 21. viam *Ulp.* 576, 7. 11 (opere). — corrumpitur aliquid = fit deterius. *cf. Ulp.* (285, 9. 10). *Ulp.* 563, 25 (culpa coloni). 599, 38. 767, 13. fenestrae *Gai.* (565, 36). fimus *Paul.* 784, 8 = V, 4, 13. fructus *Ulp.* 203, 30. *Mod.* 95, 6. frumentum *Ulp.* 453, 2. monumentum *Marcian.* 787, 7 (corrumpit et lapsus). oleum *Gai.* (405, 36). ostia fenestrae *Gai.* 563, 36. res *Iul.* 290, 19 (corrumpam rem restituere aut exhibere). *sim. Ulp.* 287, 30 (res tritas corruptasque). 934, 36. *Paul.* 934, 38. *Mod.* (95, 7). segetes *Ulp.* 562, 20

(raucis aut herbis). statuæ Caesaris *Marcian.* 803, 18 (vetustate). villa *Scaev.* 111, 48 *ferre* = *Paul.* 227, 35 (vetustate). vinum *Gai.* 405, 38. 541, 1 (sua natura). *Ulp.* 539, 4. — B. *Res incorporeales*. quid ex publica lege *Gai.* 793, 31. quod recte transactum est *Paul.* 592, 30. adpulsus pecoris *Ulp.* 596, 36. animum *Gai.* 344, 16 et *Paul.* 325, 39 (servi). *Paul.* 343, 30 (liberorum nostrorum). artificium *Ulp.* 221, 38. fidem inquisitionis *Ulp.* 779, 6. ius *Gai.* 303, 16 = 388, 35 (eorum qui bona fide absunt). 477, 35. I, 163 (ins agnationis capitis diminutione). IV, 38. iura naturalia *Gai.* 139, 27 = I, 158 (civilis ratio corrumpere non potest). fideicommissas libertates *Ulp.* (*Marcus*) 448, 1 (neque aetate neque condicione neque mora non praestantium tardiusve redditum). mores *Scaev.* 727, 2 (uxoris). *Paul.* I, 134, 5 (servi). V, 21, 1 (publicis humana crudelitate). pudicitiam *Paul.* V, 4, 14. stipulationem *Marcell.* 114, 38. *Ulp.* 660, 38 (corrumpit divisio). 682, 7 (corrumpit rō isēzō). *Mod.* 251, 12. rei verae testimonium *Paul.* V, 15, 3 = *coll.* 9, 3, 3 (corrumpit necessitudo personarum). usum *Ulp.* 575, 37 (viae). 579, 38 (stationis vel itineris).

corruptela. *Ulp.* 342, 30. 881, 35 (delatoris).

corruptor. *Ulp.* 343, 1. 11. 881, 35.

cos. cotem ferro subigendo necessarium hostibus venundari . . non sine periculo capitis licet *Paul.* 405, 38. ne quis cotem ex insula Creta fodito neve eximito neque avellito *Alf.* (*lex locat.*) 406, 37. navis onusta cotibus *Alf.* 406, 38. *cf. M. M.*

costamomum. species unguenti ad vectigal pertinens *Marcian.* 407, 14.

costam. planta, ex qua costamomum fit, ad vectigal pertinens *Marcian.* 407, 14.

cotoriae. cotium fodinae. Caesar cum insulae Cretae cotorias locaret *Alf.* 406, 38.

cottidianus. *Forma.* cottidianus 582, 29 (*F.*) 154, 18. 914, 13. 940, 37. *Paul.* III, 6, 71. 91. V, 6, 16. ceterum cottidianus.

Significatio. cottidiana (i. e. vulgaris) sunt *Paul.* 162, 9. id quod habet cottidianum est (agitur de servitute) *Paul.* 273, 32. ~ cottidiana alimenta *Ulp.* 545, 34. aqua *Ner.* 598, 35. *Iul.* 598, 35. 36. *Pomp.* 260, 31. 598, 13. *Ulp.* 594, 38. 59. 595, 1. 3. 2. 3. 7. 12. 597, 16. 11. 2. *Pap.* 594, 35. comparatio servorum *Pap.* 525, 25 (addidit et c.). consuetudo *Marc.* cell. 940, 37. *Paul.* III, 6, 91 (loquendi). epulae *Paul.* III, 6, 71. penus *Paul.* 162, 1. quaestus navis *Gai.* IV, 71. tutela *Scaev.* 80, 37. victus *Ulp.* 33, 10. 191, 29. *Char.* 914, 13. usus *Alf.* 154, 36. *Cels.* 140, 38. *Scaev.* 130, 31. *Ulp.* 161, 3. 244, 36. 330, 3. *Paul.* 582, 27. V, 6, 16.

cottidie. *Forma.* cottidie *Ulp.* *vat.* 77. *ce-*
teris locis cottidie. — *Significatio.* I. = uno-
quoque die. dicitur aqua *Ulp.* 594, 3. cf. 595, 13.
 II. id. 596, 34. aqua quis uti potest *Ulp.* 594, 46.
 habere servitutem *Paul.* 273, 32 (alternis horis vel
 una hora). constituitur usufructus et legatur *Ulp.*
 232, 4 = *vat.* 77. fractus qui c. percipi non potest
Ulp. 234, 18. particulae minime ex corpore nostro
 decedunt *Alf.* 174, 8. — II. = in dies. c. potest
 ius in melius produci *Pomp.* 5, 30. sententiam in-
 crescere et inavescere videmus *Ulp.* 127, 14. —
 III. = saepissime. c. conventio inseri solet cautioni-
 bus *Gai.* 584, 14. praetores minores restitunt *Ulp.*
 128, 13. credituri pecuniam mutuam ab alio posci-
 mus, ut nostro nomine creditor numeret futuro
 debitori nostro *Ulp.* (*Trib.*?) 359, 9. hoc fit (ut ab-
 sens absenti respondeatur) *Ulp.* 656, 11. suspecti
 tutores postulantur *Ulp.* 777, 36. precario rogantur
 creditores ab his, qui pignori dederunt *Ulp.* 612, 23.
crabattus. *lectulus.* crabattus argento inana-
 to tectus. In domibus non est reperitus, sed ius
 horreis tantisper conditus *Scaev.* 131, 13.

crassus. uegligentia crassa *Ulp.* 654, 27.

crater. craterem argenteum non esse in su-
 pellectili *Paul.* 140, 2. ~ fistulae et canales et
 crateres et si qua sunt alia ad aquas salientes ne-
 cessaria. ~ magna domus portio quam domus in-
 strumentum sunt *Ulp.* 127, 2.

craticius. asseribus arctis et transversis
 compositus. paries craticius *Ulp.* 504, 40.

creatio. liberorum *Ulp.* 21, 12. magistratum
Mod. 834, 4. tutoris *Pap.* 767, 32.

creator. qui aliquem ad duumviratum vel ali-
 quod munus publicum nominat. nihil praestare de-
 bet *Ulp.* 922, 18.

creber. crebra bella *Pomp.* 5, 30. crebrior
 apud veteres opinio *Ulp.* 30, 10.

credibilis. credibile est sequi. *Accus. c. In-*
fn. Ner. (Paul.) 713, 30. *Marcell.* 175, 30. 510, 7.
Ulp. 409, 3. 122, 12. *Paul.* 494, 30. — credibilis
 videtur *Cass.* *nost.* *Cels.* 645, 30.

creditor. alienus, antiquior, castrensis, chiro-
 grapharius, condicionalis, dominicus, extraneus, falsus,
 futurus, hereditarius, hypothecarius, invitus,
 maior, medius, minor, novissimus, onerosus, pater-
 nus, peculiaris, pignericus, posterior, primus,
 prior, privilegiarius, provincialis, secundus, tertius
vid. s. his. verb. —

Ad definit. creditorum appellatione non hi
 tantum accipiuntur, qui pecuniam crediderunt, sed
 omnes, quibus ex qualibet causa debetur *Gai.* 934, 22.
 creditores eos accipere debemus, qui aliquam actio-
 nem vel civilem habent, sic tamen, ne exceptione

submoveantur, vel honorarium actionem vel in fac-
 tum *Ulp.* 646, 31. cf. 934, 17. 30. 31. 32. *Paul.* 473, 1.
 938, 12. condicionales creditores dicuntur et hi,
 quibus nondum competit actio, est autem competi-
 5 titura, vel qui spem habent, ut competat *Ulp.*
 938, 13. cf. 646, 30. 31. *Paul.* 938, 17. ~ non credito-
 res *Ulp.* 559, 17. quasi creditor *Marcell.* 212, 3.
Paul. 248, 32. tanquam adhuc creditor *Iul.* 430, 3.
 velut extraneus creditor *Ulp.* 426, 3. —

Ceteri loci secundum casuum ordinem
dispositi. I. *Singularis.* A. *Nominativus.*
 qui invicem creditor idemque debitor est *Ulp.*
 384, 3. (*cf. Iul.* 467, 10). creditor est fructuarius
Iul. 73, 31. heres fideiussori *Paul.* 697, 12. bona
 15 fidei possessor *Ulp.* 410, 30. is cui constituitur
 creditor est *Ulp.* 397, 30. non est possessor *Macer*
 51, 30. creditor (non) est, fuit *sim. Pomp.* 644, 12.
Pap. 53, 2. *Ulp.* 532, 9. 763, 3 (patris pupilli).
Ulp. 811, 10 (sub pignore). *Marcan.* 480, 10.
 30 qualis est creditor et fructuarius *Gai.* 303, 15. *sim.*
 388, 31. is, qui creditor (non) est, fuit *sim. Afr.*
 31, 30. *Gai.* 552, 31. *Paul.* 552, 3. 4. nisi fortasse
 ipse cr. erat et solus erat *Fur. Anth.* 125, 9. sive
 35 solus sit creditor hereditarius sive plures *Pap.*
 557, 37. si unus creditor sit *Ulp.* 562, 12. cre-
 ditor esse desinit confusione *Ulp.* 533, 9. ~
 creditor esse contentus vult pignoriobus *Ulp.*
 (537, 30). curiosus esse debet, quo vertatur *Ulp.*
 453, 9. est potior (in pignore) *Paul.* 594, 10.
 30 (11, 13, 8). *Marcan.* 599, 37. potior habetur
Gai. 552, 31. 32. est securior *Ulp.* 744, 12. ~ cre-
 ditor adest *Paul.* 496, 4. *Macer* (865, 30). acci-
 pit *Ven.* 435, 17 (fideiussorem). (565, 30). *Marcell.*
 712, 30. *Scaev.* 565, 1. 12. *Ulp.* (*Trib.*?) 489, 29
 35 (non numeratam pecuniam vel numeratam itemum).
 631, 30. 746, 30. *Paul.* 409, 30 (sciens alienum etc.).
 487, 11 (suos nummos). *Marcan.* (598, 10). 709, 31.
 acceptus distulit *Scaev.* 720, 30. non vult accipere
Gai. 592, 30. *Ulp.* 706, 3. accipit pignus, pignori
 40 *sim. Iul.* (412, 1). *Pomp.* (466, 30). *Gai.* (361, 4).
 640, 10). *Scaev.* 588, 1. (601, 11). 564, 37. *Pap.*
 590, 30. (595, 12). 630, 30. *Sec. Ulp.* (808, 30). *Ulp.*
 (331, 30. 383, 30). *Paul.* (590, 10; sciens filium fa-
 milias a parente. cf. V, 1, 1). *Marcan.* (592, 30).
 593, 10. (599, 37). *Macer* (51, 30). acceptum (ac-
 45 cepto) facit *Cels.* 712, 37. *Iul.* (24, 10). *Pap.* 718, 31.
 acceptum (accepto) fert *Pomp.* 705, 30. *Ulp.* 461, 30.
 22. 483, 30. *Paul.* 419, 30. addidit pignora prioribus
 30 *Pap.* 590, 31. addidit priori emptori *Iul.* 527, 30.
 agnoscit *Scaev.* 414, 10 (intertrituram). *Pap.*
 71, 30 (onus tributii praedii pignerati). addit he-
 reditatem debitoris *Pap.* 717, 3. admittit debi-
 torem delegatum *Paul.* (488, 9). non acquirit

per servum pignori datum *Paul.* 503,11. adrogandum se dedit *Ulp.* 710,43. adscripsit sibi, quod in diem sibi deberetur *Afr.* 824,38. agit aliquid *Paul.* 316,25. ita rem debitoris, ut suam ageret *Ulp.* (*Trib.*?) 702,11. in fraudem senatus consulti (*Vell.*) *Pomp.* 466,34. egit, agit *Ulp.* 410,10 (*furti*). 425,10. agit adversus *Ulp.* 585,33. agit cum *Iul.* 446,1. *Scæv.* 868,33 (cum fideiussoribus). *Marcian.* 592,40 (cum alio possessore). acturum *Ulp.* 453,12 (de in rem verso). nulliter acturum *Afr.* 418,29. agere (non) potest *Pomp.* 158,12 (ex testamento). *Afr.* 708,33. *Gai.* 749,10 (*furti* ob rem debitoris subreptam). III, 204 (de pignore subrepto). *Ulp.* 335,21 (ut instrumenta exhibeantur). 453,11 (de in rem verso). *Paul.* 447,43 (cum venditore ex ante gesto). 697,12. *Marcian.* 412,30 (contraria pignoratitia). actionem habet *Pap.* 630,31. *Ulp.* 125,13 (de dolo). 411,5 (contrariam pignoratitiam). 453,14 (de in rem verso). 624,43. *Paul.* 288,1 (*Aquiliac.*) alienare potest pignus ex pactione *Gai.* II, 64. non amittit *Gai.* 361,43 (exactionem debiti). *Pap.* 595,19 (possessionem furto). aufert *Tryph.* 596,43 (maiores fructus). 597,1 (rem, quae debitoris non fuisset, quasi obligatam sibi). *Ulp.* 452,29. 752,12 (rem sibi pignoratim). cedit causa *Pap.* 718,12. capit *Paul.* (V, 26, 4; pignora per vim, cum non haberet obligata). *Mod.* 413,21 (fructus). cavet *Scæv.* 715,12 (*ita*). *Mod.* 413,17 (testamento). cavere debet pro rata se refuturum *Ulp.* 428,31. cedere debet ius suum *Paul.* 597,8. cessat *Scæv.* 587,21 (in exsolutione vectigalis). *Ulp.* 409,27 (uti servitute). circumvenit ignorantiam *Ulp.* (*Trib.*?) 489,30. committit in legem *Inlian* de vi privata *Paul.* V, 26, 4. comparavit pignus suum invito debitori per suppositam personam *Paul.* II, 13, 4. compensare *Pap.* 468,30 (non cogitur quod alii quam debitori suo debet). 31 (vult). compensationem habet *Id.* s. habet. comprobat non totum, sed partem gestae rei *Marcell.* 733,13. concessit *Marcian.* 593,8 (alii obligari hypothecam). 599,42. 600,8 (vendere). concurrat uterque creditor in pignore *Ulp.* 591,28. contulit pignorum conventionem ad bona debitoris *Pap.* 595,11. consentit *Gai.* 598,32 (venditioni). III, 168. *Pap.* 731,33. *Ulp.* 597,39 (in venditione pignoris). *Paul.* 601,4. *Marcian.* 600,1,10 (vendere). consequitur *Iul.* 446,9 (minus). *Afr.* 385,12 (actione de peculio). *Gai.* 134,10 (suum). III, 122 (ab uno totum). *Marcell.* 713,23 (ex venditione pignoris decem). *Ulp.* 439,43 (interusurium). 489,25 (duplum). 585,30 (amplius debito). *Paul.* 447,29 (partem ab emptore). 496,29 (debitum non). 552,13. *Marcian.*

600,11 (litis aestimationem). consistere potest adversus quemlibet possessorem in superficialiaris *Marcian.* 583,31. constinere permittitur, in quod velit solum *Ulp.* (*Trib.*?) 702,12. consumit *Pomp.* (*Trib.*?) 704,38 (nummos sine dolo malo). *Gai.* 775,29 (bona fide pecuniam pupilli). contendit *Pomp.* 371,43; contra pupillum). 373,4 (se mutuum dedisse). contestatus est litem *Ulp.* 222,32. contrahit *Iul.* 524,1 (hypothecam nuda conventionem). *Pap.* 105,38. 595,28; sub eodem pignore). 777,14. *Paul.* 466,5. convalluit *Iul.* 416,32. *Paul.* 419,30. convenit de hypotheca *Marcian.* 593,18. convenit aliquem *Scæv.* 497,1 (mandatorem). 594,29 (heredes). *Ulp.* 126,31 (patrem). *Paul.* 496,14; fideiussorem). creditur *Pap.* 717,5; pupillo sine tutoris auctoritate). *Marcian.* 593,10. ob restitutionem aedificiorum *Marcian.* 593,10. unde *Ulp.* 361,34. 545,13. curat pecuniam dotis solvi *Afr.* 463,11. dat *Afr.* 463,19 (pecuniam). *Pap.* 413,29 (pignus pignori). *Ulp.* 697,29 (uxori). *Paul.* 92,28 (dominum pignoris procuratorem ad Servianam). debet *Ulp.* 455,12. debilitavit servos *Ulp.* 411,19. deceptit mulierem *Paul.* 459,10. decessit *Clem.* 161,30. deducit de peculio, quod sibi debetur *Ulp.* 439,15. defert (iusiurandum) *Pomp.* 371,42. 372,3. *Tryph.* 601,10. delegare vult emptorem *Pap.* 413,11. delinquit *Paul.* 649,15. denuntiat *Paul.* II, 5, 1. 13,5. deposuit *Ulp.* 358,1. desiderat *Ulp.* 428,29; tribui). *Marcian.* 599,15 (applicari sibi fundum). differt nihilum ab extraneo *Paul.* 293,29. dimittit *Gai.* 966,30 (pignus). *Paul.* 594,9 (tertius primum). II, 13, 8 (novissimus priorem). discedit a pignore *Ulp.* 597,41. distrahit *Marcell.* 412,28. *Scæv.* 74,28. 318,28. *Pap.* 581,9 (peculium). 694,11. *Ulp.* 407,11. 775,28. 537,37. *Paul.* 136,28. 597,28. 600,28. 629,11. 720,13. 30. (II, 5, 1. 13,5. cons. 6,8). *Mod.* 586,22. 642,1. dividit actiones *Paul.* 694,3. donat mortis causa *Paul.* 419,30. dubitat, an fideiussores solvendo sint *Ulp.* 687,12. elegit mulierem ream *Paul.* 466,5. eligere potest, utri (debitorum) condicat *Paul.* 419,30. emit *Pomp.* 466,31. *Pap.* vat. 9 et *Tryph.* 596,29 (pignus a debitore). *Ulp.* 325,25 (per adiudicationem). *Paul.* 316,23. 410,13 (pignus suum a debitore). *Mod.* 595,29 (posterior a priore). erogavit quid *Ulp.* 551,5. evincit *Cels.* 712,17. *Pap.* 630,5. evitavit heredes *Paul.* 466,5. excipit adversus Serviana agentem *Afr.* 463,11. excutit summam, in quam fideiussit quis *Ulp.* (*Trib.*?) 489,30. exsequitur ius *Sec.* *Ulp.* 808,22. *Ulp.* 810,41. exercuit ius suum *Ulp.* 606,10. existimavit mulierem debitori-

cem mariti fuisse *Afr.* 463, s. expensam sibi ex re papillae cum asuris fecit pecuniam *Scaev.* 773, s. expensam fert pecuniam *Marcian.* (593, 10). exstitit heres *Clem.* 161, s. *Marcell.* 36, s. *Pap.* 693, ff. 717, s. *Ulp.* 461, s. *Paul.* 626, 4. 697, s. exsolvit partem *Paul.* (693, s). facit *Pap.* 293, 17 (ipse sibi potius quam alii iuriam). *Paul.* 104, s. (pecuniam suam ratum habendo). 488, 9 (bonum nomen). 964, s. (nihil dolo). II, 13, 7 (rem fiduciariam meliorem). IV, 12, 6 (servum pignoris vinciendo non dediticium). *Marcian.* 583, s. (iudiciali debitorem). *faenerat Tryph.* 108, 4. fert aliquid ex bonis heredis *Pap.* (558, 4). fit *Ulp.* 455, 12. gerit negotium commune, non alienum *Ulp.* 551, ff. suum *Paul.* 413, 43. *Ulp.* 551, s. *Herm.* 414, s. habet *Iul.* 643, s. (rem ex lucrativa causa). *Scaev.* 414, s. (firmam pignoris obligationem). *Pap.* 448, s. (electionem). 582, s. (non plus quam qui pignus dedit). 757, s. (procuratorem). *Marcus Ulp.* 553, s. et *Ulp.* 361, s. (privilegium exigendi). (358, 1; necessitatem proficiscendi). (*Trib.* 7) 411, s. (compensationem). *Paul.* 693, s. (nullam conditionem). (II, 13, 7; iudicio fiduciae obnoxium debitorem). *Marcian.* 584, 43 (hypothecam sibi per sententiam adiudicatam). 593, s. (nihil aliud iuris). *ignorat Afr.* 463, 10 (in quam causam mulier muneretur). *Scaev.* 564, s. *Ulp.* (710, 4). *Paul.* 434, s. non ignoravit alienum (pignus) *Pap.* (581, s). impendit *Paul.* (II, 13, 7). impetravit *Ulp.* 411, s. (a Caesare, ut pignus possideret). *Pap.* (558, 9; separationem). sibi impetare debet *Ulp.* 598, 21. inquietat castrucae peculium *Ulp.* (556, 40). instituit heredem patrem debitoris *Iul.* 445, s. 217, s. *Pap.* 448, s. instruxit servos pigneratos artificii *Ulp.* 411, s. intellexit *Marcian.* 600, s. interpellavit *Gai.* 781, s. (fideiussores meos in iuriam meam). *Pap.* 595, 21 (possessores). interposuit *Pomp.* (466, 1; alium). *Pap.* (595, 12) et *Paul.* 589, s. (pactum). intervenit *Pap.* 595, s. *Macer* 865, ff. invenit thesaurum *Tryph.* 501, ff. invenitur non tam potior quam solus in pignore *Pap.* 590, s. legat *Iul.* 160, s. *Scaev.* 164, 43. *Ulp.* 93, s. *Paul.* II, 13, 6. liberat *Marcell.* 712, s. et *Ulp.* 125, s. (debitorem). 312, 11 (rem). liberationem legat *Ulp.* (483, 30). licetur animose *Paul.* (316, 31). licendo superavit *Ulp.* 325, 22. locare *Ulp.* (550, s; debet fructum). *Mod.* 586, 4 (potest praedia sibi obligata). mandavit ut procuratori suo debitum redderet *Pap.* 387, 12. 30 minnere potest usuras *Mod.* (412, ff). moram facit accipiendo *Marcell.* 712, s. mortuus est *Iul.* 706, s. s. mutare non vult obligationem *Paul.*

492, s. negligit *Ulp.* 411, s. numerat *Ulp.* (*Trib.* 7) 359, s. nuntiat opus novum *Gai.* (377, 43). obicere potest replicationem doli mali *Marcian.* 599, s. obreptit *Ulp.* (*Trib.* 7) 489, s. occupat sine auctoritate iudicis res debitoris *Mod.* 818, s. offert *Pap.* (595, s). *Tryph.* 889, s. *Marcian.* (593, 10). omisit (pactum) de distrabendo *Paul.* 589, s. optinuit *Paul.* 594, 13 (secundus contra tertium). (627, s). ordinabat suprema sua *Mod.* (413, 17). ostendit *Pomp.* (*Trib.* 7) 407, 23 (rem pigneratam). *Mod.* (*Trib.* 7) 647, s. (sibi adhuc deberi). paciscitur *Iul.* (73, 21). *Marcian.* 598, 7 (ae pecuniam petat). 10. s. (ne pignori hypothecaeve sit res). 599, 7. patitur experiri debitorem de proprietate pignoris *Macer* 543, s. pensat secum *Marcian.* 583, s. percepit pretium *Tryph.* 596, s. perdit pecuniam *Ulp.* 127, s. permittit *Gai.* (966, s; rem venire). *Marcian.* 593, s. (pignora sua distrabi). 599, s. (vendere). 600, 7 (personae). persequitur *Afr.* 394, s. (aedes pignori sibi obligatas). *Tryph.* (597, 6) et 701, s. (debitum). *Paul.* 627, s. (ius suum). (V, 26, 4; fiduciam et pignora apud se deposita). petit *Iul.* (371, s; posnam). 412, 1 (Serviana actione). (467, 10). 643, s. (dotem). *Afr.* 463, 7 (pecuniam a muliere). 21. *Gai.* 597, s. (Serviana actione pignora a possessore). III, 121 (a singulis partes). 122 (totum). *Scaev.* 414, s. (pecuniam). 587, s. (hypothecaria actione). *Ulp.* (411, s; mutuam possessionem). *Paul.* 636, s. (suum). *Marcian.* 599, s. possidet *Iul.* 524, s. ff. *Iul.* 552, 13 (possideatur *codd.*). *Pap.* 717, s. (hereditatem debitoris). *Ulp.* 537, s. (pignora in creditum). (742, 1). *Paul.* 248, ff. (503, ff. 552, 1). *Marcian.* 592, s. 513, s. *Mod.* 413, 13 (pignus in compensationem pecuniae suae certo tempore). nanciscitur possessionem *Gai.* 214, s. possidere desinit *Iul.* 524, ff. postulat *Iul.* 643, s. (restitui sibi actionem). praestat *Afr.* 418, s. (aliquam diligentiam). *Pap.* 630, s. (ne quid evictione secula praestet). 718, s. (actiones mandatori adversus debitorem). *Tryph.* 597, s. (emptori). *Ulp.* (624, 4; actionem). 498, ff. (causam domilii). *Paul.* (552, ff; actiones). probat *Afr.* 418, s. (pecuniam in refectorem navis esse consumptam). *Gai.* 584, 12 et *Pap.* (581, 2; rem in bonis fuisse). promisit duplam *Ulp.* 410, s. putat *Ulp.* (425, 10; ad merces eum accepisse). *Paul.* (693, 2; se obligatum). quaerit *Pap.* 448, s. (quem de peculo conveniret). *Paul.* II, 13, 2 (quidquid pro fiduciarum servum). ratum habuit *Cels.* 712, s. *Gai.* 636, ff. *Marcian.* 710, ff. recedere vult a pignore *Ulp.* 408, s. recipere vult pecuniam *Pap.* 731, ff. recipit *Ulp.* 484, s. *Paul.* 552, s. (964, s).

Marcian. 599, 31. (non) reddit pignus *Ulp.* 403, 7. 409, 35. (750, 5). redigit pecuniam distractis pignoribus *Ulp.* 702, 33. redire potest ad mandatorem *Pap.* 495, 30. regressum habet ad mandatorem *Pap.* 496, 37. remittit *Ulp.* 64, 22. *Paul.* 396, 35. (poenam). 600, 39. (pignus). 601, 4. (ius pignoris). *Mod.* 412, 17. (usura). remunerari voluit fideiussores *Ulp.* 483, 35. repromittere debet de dolo *Ulp.* (409, 35). requirit pignora sua *Pap.* (595, 17). restituit *Pap.* 413, 32 et 30 (possessionem). 41 (superfluum pretii cum usuris). *Paul.* 407, 30. (superfluum). *Marcian.* (593, 10; superfluum secundo). retinet *Scæv.* 72, 1. 595, 10. (iure pignoris). *Pap.* rat. 9. (iure empti dominium). *Ulp.* 632, 31. (pecuniam). *Pap.* 589, 3. (usurae de fructibus rei sibi pignorate). rettulit verba ad praesens debitum *Pap.* 263, 33. satisdat (scil. damni infecti) *Ulp.* 386, 5. satisfacit *Iul.* 24, 13. (condicioni). *Tryph.* 889, 3. (posterior priori). scit *Afr.* 463, 12. *Ulp.* 822, 11. *Paul.* 462, 11. scire debet *Afr.* 418, 31. sequitur *Pap.* (105, 35; litteras. 630, 31; pro pecunia nomen debitoris per delegationem). *Paul.* 493, 11. (nomen). servare non potuit ab emptore pignoris pretium *Pap.* 596, 19. solvere paratus est *Gai.* 592, 23. (posterior priori quod ei debetur). solvit *Pap.* 590, 37. (pretium ei qui negotium gesserat). *Ulp.* 73, 11. (propter tributiones praediti). *Mod.* 600, 30. (pecuniam rei publicae). stipulator *Iul.* 699, 33. (poenam). *Pomp.* (705, 33). *Gai.* 418, 31. *Marcell.* 712, (48). 21. *Tryph.* (701, 33). *Paul.* 701, 13. (novandi animo). succedit *Pap.* (590, 33; tamquam in suum locum). 627, 33. (in locum victi). *Paul.* 594, 17. (in eius locum quem exclusit). 697, 7. (debitori). *Marcian.* (593, 10; in suum locum). 595, 36. (in locum prioris). superat *Paul.* 594, 7. suscipit *Marcian.* 595, 37. (pignora). suscipere *Gai.* 302, 31. (noluit defensionem). *Mod.* 642, 16. (paratus est totum). tenet *Tryph.* 501, 13. (ut proprium agrum iure domini). *Ulp.* (742, 1). tenetur *Gai.* 640, 13. (re). (751, 33; furti). *Pap.* 718, 30. (interdicto fraudatorio pupillo). *Ulp.* 331, 31. (ad exhibendum). 409, 19. (pignoratilis actionibus). (*Trib.* 1) 411, 30. (pignoratilia). 547, 19 et (624, 42; ex empto). 750, 3. (furti). tractavit male servos *Ulp.* 411, 19. tradit *Iul.* 524, 13. (possessionem). 17. transfert obligationem *Ulp.* 461, 1. vendit pignus *sim.* *Pomp.* 407, 25. 36. 37. 466, 30. 705, 35. *Gai.* 207, 30. *Marcell.* 586, 25. *Scæv.* 557, 35. 256, 1. *Pap.* 595, 13. 30. 62, 30. *Tryph.* 596, 34. *Ulp.* 324, 10. 409, 16. 411, 12. 597, 41. (624, 42). *Paul.* 315, 17. 496, 30. (596, 30). *Marcian.* (593, 10). 596, 3. ius suum *Pap.* 106, 19. ius obligationis *Marcian.* 598, 13. vendere debet fructum *Ulp.* 550, 33. venit *Scæv.*

594, 30. (ad fundum). *Ulp.* 428, 30. versatur in incro *Pomp.* 704, 33. vindicat *Scæv.* (414, 3; pignus). *Paul.* (V, 26, 4 pignora sine auctoritate iudicis). *Marcian.* 592, 30. (hypothecaria actione). voluit *Ulp.* 408, 10. (satisfactum). urguet *Ulp.* 810, 30. utitur *Gai.* 751, 33. (pignore). *Scæv.* 630, 13. (accessione sui temporis). *Paul.* 583, 10. (servitutibus). *Paul.* 594, 13. (exceptione rei iudicatae). 456, 33. (iure suo). *Marcian.* (600, 11; hypothecaria). — B. *Accusativus.* creditorem se dicit *Iul.* 559, 33. se (esse) simulat *Iul.* 529, 3. *Ulp.* 776, 33. *Paul.* 833, 7. (fisci). creditorem aliquem esse putare *Iul.* 408, 31. *Ulp.* 452, 11. 636, 13. scire *Ulp.* 562, 17. non esse oportet eum qui curator (bonorum) constituitur *Ulp.* 559, 17. ~ creditorem absolvere *Ulp.* 641, 10. adficere damno *Pap.* 557, 33. adficere sibi *Ulp.* 556, 3. admittere *Paul.* 644, 5. (ad pignorum persecutionem). 542, 3. (missum in possessionem). admonere *Pap.* 627, 33. adstringere ad hoc *Afr.* 418, 33. audire *Pap.* (413, 11). *Ulp.* 411, 31. *Paul.* 596, 30. circumvenire *Ulp.* 931, 3. cogere ad vendendum *Pomp.* 407, 31. non cogitur pignus distrabere *Pap.* 694, 17. *Ulp.* 537, 33. dividere inter omnes fideiussores actiones *Paul.* 694, 3. possessionem restituere non totum debitum offerenti *Pap.* 413, 30. invitus vendere *Pomp.* (*Trib.* 1) 407, 30. iure cogitur iudicio . . . ut superfluum pretii cum usuris restituit *Pap.* 413, 41. comparare legatariis *Pap.* 581, 32. constituit *Ulp.* (559, 17; curatorem). *Paul.* 628, 16. (dominum). *Marcian.* 593, 9. (secundo loco). convenire *Tryph.* (597, 6; ex empto). *Ulp.* 342, 33. (Faviana). *Paul.* 594, 12. dare tutorem *Scæv.* 95, 25. decipere *Ulp.* (125, 3). 453, 3. *Paul.* 694, 33. (in pignore contrahendo). delegare *Ulp.* 669, 11. deportare *Paul.* V, 1, 1. dimittere *Scæv.* 82, 13. *Pap.* 595, 12. *Ulp.* 445, 17. 537, 33. 538, 1. *Paul.* 691, 22. 30. (II, 13, 8). eligere *Paul.* 697, 13. evitare *Ulp.* 555, 13. facere procuratorem *Ulp.* (452, 30). fraudare *Iul.* 564, 3. *Pomp.* 517, 3. *Ulp.* 562, 17. creditoris fraudandi causa manumitti *Paul.* 456, 31. fraudandi creditoris consilium *Ulp.* 416, 9. creditorem habere *Iul.* 470, 37. 564, 3. & *Gai.* I, 139. *Paul.* 488, 10. (creditorum fideiussores debitorem suum). heredem instituere *Pap.* 204, 33. 245, 17. *Paul.* 248, 13. inhibere quo minus petat *Gai.* 70, 12. invenire *Ven.* 675, 33. liberare *Ulp.* 99, 31. 445, 13. *Paul.* (488, 12?). mittere in possessionem *Iul.* 506, 13. (542, 3). 547, 13. 549, 33. 552, 13. (13). *Herm.* 273, 33. obligare furti *Ulp.* 407, 11. pati auferre *Ulp.* 452, 30. postponere *Tryph.* 594, 30. praeferre *Marcian.* 593, 30. (tertium secundo). prohibere *Scæv.*

564, 36 (a persecutione pignorum). *Paul.* 64, 18 (pecuniam creditam petere). 549, 31 (bona debitoris ingredi). II, 13, 8 (dimittere secundum creditorem). provocare *Ulp.* (325, 37). relegare *Paul.* 590, 10 (deportare V, 1, 1 loc. *gem.*). removere doli mali exceptione *Gai.* 636, 18. repellere *Ulp.* 444, 39 (annua exceptio). *Marcian.* 599, 14. 33. 40. 42. spectat periculum *Mod.* 643, 16. summovere *Iul.* 371, 35 (exceptio). 467, 10. *Ulp.* 638, 38 (exceptio). *Paul.* 496, 12. 541, 3 (nulla exceptio). (629, 41; praescriptione longae possessionis). tueri *Afr.* 592, 1. *Marcian.* 583, 10. 14. vocare in tributum *Ulp.* (426, 38). arguere ad solutionem *Ulp.* 411, 16. ~ quantum ad creditorem *Tryph.* 596, 35. ~ ad creditorem litteras fecit *Scaev.* 400, 17. pervenit *Iul.* 643, 18 (species ex causa inactiva). *Claud. not. ad Scaev.* 256, 4. *Pap.* 595, 31. *Paul.* 594, 31. (552, 11). pertinet damnum *Paul.* 643, 36. profecta pecunia *Ulp.* 434, 11. transfert possessionem pignus *Flor.* 412, 35. transit *Ulp.* 408, 16. 16 (possessio). ~ adversus creditorem actum est *Paul.* 628, 4. actio competit, datur *sim.* *Ulp.* 411, 41. (552, 11. II, 13, 1). *cons.* 6, 8. defendere *Pomp.* 158, 51. *Ulp.* 489, 35. defensio iri cavetur *Marcian.* 136, 3. exceptio datur *Afr.* 464, 18. exceptio uti *Ulp.* 638, 38. *Paul.* 699, 36. 700, 6. denegantur exceptiones *Paul.* 700, 13. repetitionem habere, dare *Scaev.* 388, 41. *Paul.* 550, 38. restitui *Paul.* 700, 13. in integrum restitutionem implorare *Ulp.* 130, 3. tueri *Afr.* 591, 37. *Mod.* 465, 13 (suo exceptione senatus consulti Velleiani). ~ apud creditorem est res *Iul.* 524, 11. *Iul.* 411, 40. *Marcian.* 583, 31 (pignoris loco). intercessio facta *Ulp.* 460, 37. intervenit mulier *Ulp.* 460, 38. mandator exstitit *Paul.* (496, 6). pignori ponere *Ulp.* 411, 38. ~ in creditorem (non) datur actio *Ven.* 565, 33. *Paul.* 552, 13. transferre praedia pignoris hypothecae nomine *Scaev.* 82, 13. ~ inter creditorem et adpromissores confusione facta *Ulp.* 709, 18. et curatorem acta facta sunt *Scaev.* 776, 37. et pignillum controversia fuit *Pomp.* 372, 3. s. et debitorem (emptorem) convenit *Pap.* 71, 29. *Ulp.* (409, 16). *Paul.* II, 13, 5. et eum ad quem ususfructus pertinet, convenit *Marcian.* (exc.) 583, 12. ~ per creditorem stetit, quo minus acciperet *Afr.* 491, 39. *sim.* *Ulp.* 644, 12. *Paul.* 410, 13. ~ post creditorem pactum bonorum interponere *Pap.* 595, 11. ~ praeter priorem creditorem ab omni possessore hypothecam auferre potest *Marcian.* 593, 19. — *C. Genetivus.* creditoris est electio *Paul.* 381, 11. fit pecunia *Paul.* 104, 23. interest *Iul.* 160, 18. *Ulp.* 14, 38. 158, 17. 738, 51. 58. 744, 4. *Paul.* 694, 35. 740, 34. ~ arbitrium *Ulp.*

430, 29. *Mod.* 596, 17. bona *Mod.* 586, 9. causa *Pomp.* 591, 12. *Paul.* 601, 3. 720, 18. concursus *Ulp.* 591, 35 (utrinque). condicio *Ulp.* 538, 2. (551, 37). 556, 3. consensus *Herm.* 474, 13. creditor *Ulp.* 411, 10. credulitas *Ulp.* 453, 7. culpa *Ulp.* 410, 20. damnum *Ulp.* 416, 11. *Paul.* 643, 38. debitum *Marcian.* 593, 13. detrimentum *Scaev.* 720, 37 (num scribendum debitoris?). dispendium *Ulp.* 625, 3. dolus *Pap.* 693, 13. *Ulp.* 551, 30. exemplum *Pap.* 581, 25. in fraudem *Iul.* 470, 35. *Val.* 274, 3. *Scaev.* 465, 29. 564, 33. *Ulp.* 12, 31. 15. hereditas *Scaev.* 601, 17 (primi et posteriori ad eundem venerant). *Pap.* 717, 3. heres *Scaev.* 74, 35. 636, 38. *Pap.* 757, 37. *Ulp.* (Trib.) 453, 3. heredes *Ulp.* 408, 39. instantia *Scaev.* 414, 12. ius *Ulp.* 811, 15. iure *Tryph.* 501, 11. *Ulp.* 547, 15. *Paul.* 496, 29. legatum *Ulp.* 158, 18. lucrum *Tryph.* 596, 35. *Mod.* 713, 30. mors *Marcell.* 212, 38. *Pap.* 636, 7. 247, 38. in necem *Ulp.* 454, 38. negotium *Tryph.* 107, 37. *Ulp.* 480, 36. *Paul.* 104, 35. nomine *Marcell.* 733, 18. nummi *Scaev.* 82, 13. occurus *Ulp.* 548, 13. opera *Gai.* 636, 13. pactum *Paul.* 697, 31. a parte *Marcian.* 599, 3. pecunia *Scaev.* 595, 7. *Ulp.* 428, 33. periculum *Pap.* 643, 18. 19. *Paul.* II, 14, 3. *Mod.* 643, 11. permissa *Marcian.* 599, 16. 17. persona *Pomp.* 408, 1. *Ulp.* 14, 38. *Paul.* 700, 4. *Macer* 865, 17. pignus *Ulp.* 551, 33. *Paul.* (740, 34). possessio *Iul.* 513, 13. potestas *Scaev.* 431, 15. procurator *Cels.* 712, 34. *Pomp.* 747, 31. *Pap.* 757, 38. *Ulp.* 697, 31. (710, 45). *Paul.* 488, 14. *Marcian.* (599, 3). rati habitio *Paul.* 104, 35. rationes *Tryph.* 108, 2. servus *Iul.* 524, 3. *Ulp.* 304, 12. testamentum *Mod.* 413, 29. tutores *Paul.* 65, 31. voluntas *Ulp.* 597, 38. 453, 3. *Paul.* 600, 36. 39. *Marcian.* 599, 19. 21. (exc.) 36. usus *Pap.* 141, 17. utilitas *Ulp.* 570, 30. — *D. Dativus.* creditoris actio est *Paul.* 316, 36. utilis est *Ulp.* 899, 19 (ex stipul.). inutilis est *Gai.* 592, 36. competit *Gai.* III, 204 (furti). *Pap.* 595, 17. *Ulp.* 739, 38. 30 (furti). *Paul.* (Trib.) 409, 30 (contraria pignoratitia). 758, 51 (furti). constituenda est *Marcell.* 586, 29. (non) danda est, datur *sim.* *Gai.* 462, 23 (restitutoria). *Pap.* 105, 36 (neg. gent.). 581, 8 (ntilis). (595, 17; utilis). *Ulp.* 551, 12. 738, 30 (furti). *Paul.* 287, 37 (utilis). 42. 413, 35 (utilis pignoratitia). II, 1, 5. *Marcian.* 583, 27 (utilis). 586, 3 (utilis pignoratitia). (non) denegatur *Afr.* (Trib.) 824, 38. *Gai.* 134, 4. *Pap.* 767, 29. non actione opus est *Gai.* 462, 20. actionem in rem parit pignoris persecutio *Ulp.* 585, 20. actio restituitur *Afr.* 464, 30. servanda est *Pap.* 581, 29 (Servinus). non adquiritur possessio per servum (qui pignori datus est) *Iul.* 496, 13. *cf. Paul.*

503, ii. amicus *Marcian.* 599, i. auferre pignus *Ulp.* 742, i. *Marcian.* 600, i. cavere *Ulp.* 384, i. 383, ii (damni infecti). cedere actionibus *Gai.* 134, s. *Ulp.* 452, s. in iure cedere *Gai.* (III, 201). comparare *Pap.* 53, i. competiti (actio v. s.) interdictum *Ven.* 617, i. petitio *Paul.* 643, s. non concedenda pignoris persecutio *Pap.* 413, i. condicere *Pomp.* 711, ii. contradicere *Ulp.* 556, ii. dare *Iav.* 494, s. *Scæv.* 670, ii. *Pap.* 630, i. *Ulp.* 411, i. (species auri). 697, s. 656, ii. *Paul.* 768, i. fiduciae causa mancipio *Gai.* II, 220. pignori, pignus *Pomp.* (407, i). *Gai.* 316, i. III, 200. *Scæv.* 587, s. *Pap.* 588, ii. 595, i. *Ulp.* 403, s. 585, s. actionem v. s. possessionem rerum debitoris *Afr.* 690, i. privilegium exigendi *Ulp.* 545, ii. ne adrogandum *Pomp.* 134, ii. fideiussorem *Ulp.* (698, i). alium rem vice sua *Ulp.* 699, ii. mandatorem *Paul.* 496, i. debere *Ulp.* 750, ii. *Paul.* (63, i). *Marcian.* 880, ii. deferre iusiurandum *Ulp.* 366, i. 370, i. delegare *Iul.* 416, s. *Ven.* 701, s. *Afr.* 463, i. *Gai.* 460, i. *Tryph.* (701, s). *Ulp.* 638, s. (s). 699, ii. *Paul.* 488, s. 325, s. 541, i. s. 636, i. (700, i). denuntiat *Scæv.* 695, ii (fideiussor). dicere testato paratum s. esse solvere *Scæv.* 670, ii. expromittere *Gai.* 418, ii. *Paul.* (464, s). exsolvere *Scæv.* 388, s. 389, i. *Pap.* 693, ii. *Ulp.* 484, i. *Marcian.* 811, s. facit furtum servus pignori datum *Afr.* 412, i. facultas est offerendi *Pap.* 595, s. heres est, exstitit *Afr.* 534, s. *Marcell.* 212, ii. *Ulp.* 408, s. *Paul.* 626, i. 202, ii. 697, ii. *Mod.* 713, s. imputare *Ulp.* 551, s. (cur in possessionem non venerit). *Paul.* 596, i. (culpam). non inanem futuram fideiussionem *Afr.* 690, i. in integro sunt omnia *Iul.* 519, s. legare *Ner.* 76, s. *Iul.* 160, ii. s. *Paul.* 63, i. (64, ii). 162, s. III, 6, s. id quod (ei) debet *Ulp.* 674, s. G, i. 14, s. 72, s. 201, s. liberum est *Gai.* III, 121 (a quo velit solui petere). *Flor.* 702, s. (non accipere). licet *Gai.* II, 64 (pignus vendere). *Marcell.* 713, ii (in id, quod solus debebat reus, accepto referre). *Ulp.* 442, s. (vigilare ad suum consequendum). mancipare fiduciae causa *Gai.* III, 201. mandare *Scæv.* 431, i. 498, s. *Ulp.* 485, i. *Paul.* 697, s. manet *Pap.* 590, s. (superioris temporis ordo). *Ulp.* 324, s. (ius pignoris). mittere epistolam *Ulp.* 125, s. mora fit *Paul.* 639, i. nocere *Ulp.* (not. ad *Marcell.*) 586, s. (597, i). 598, i. *Marcian.* 599, s. numerare pecuniam, nummos *Pomp.* 711, s. *Gai.* 636, ii. *Marcell.* 492, i. *Ulp.* 460, i. 553, s. *Marcian.* 710, s. obicere *Paul.* 316, s. obligare *Pomp.* (466, s). *Gai.* 584, i. 598, s. 641, s. *Marcell.*

492, s. *Scæv.* 414, i. 557, s. 588, s. 70, i. *Paul.* 466, s. 594, s. 601, i. (64, ii. III, 6, 8). *Mod.* 586, s. offerre *Marcell.* 712, s. *Pap.* 635, s. *Paul.* II, 13, s. perferre nummos *Ulp.* 746, s. permittere *Iul.* 446, i. (et cum venditore et cum emptore agere). *Gai.* 377, ii (opus novum nuntiare). *Paul.* 496, i. (fidelussorem convenire). pignerare *Ulp.* 428, s. nullum praedictum facit debitor *Macer* 865, s. (absenti). praestare *Ulp.* 410, s. (furti actione vel conditione). 439, i. 440, s. 442, i. 14, s. *Paul.* 542, s. promittere *Cels.* 412, s. *Marcell.* 712, ii. *Ulp.* 698, i. *Paul.* 699, ii. *Herm.* 414, s. prospicere per stipulationem *Ulp.* 383, s. reddere *Pap.* 247, s. (sortem). relinquere *Pap.* 53, i. *Paul.* 594, i. (ius integrum). remittere *Iul.* 160, s. (exceptionem). restituere *Iul.* 463, i. (priorum debitorem). *Paul.* 600, s. (pristinum ius). restituitur datur adversus priorem debitorem *Pomp.* 138, s. salvum est *Paul.* 600, s. (ius pignorum). s. (pignus). satisfacere *Ulp.* (597, i). 706, s. 839, s. *Marcian.* 583, s. 598, s. solvere *Pomp.* 381, i. 407, i. 591, i. 704, s. *Gai.* 592, s. *Maecian.* 520, s. *Scæv.* 525, s. s. 687, s. 69, s. 79, ii. *Iul.* *Pap.* 106, i. 210, s. 465, s. 595, s. 247, s. 718, s. *Ulp.* 383, i. 411, s. 434, i. s. 436, s. 442, s. 452, i. 454, s. 455, s. 7. 483, i. 489, s. 700, s. 701, s. 762, s. 14, s. 15, s. 159, s. s. 634, s. s. 691, s. 750, s. *Paul.* 357, s. 379, s. 455, s. 464, s. 488, s. 493, i. 664, i. 709, s. 711, s. II, 9, i. *Marcian.* 592, s. 593, i. s. 599, s. 709, s. 710, s. *Herm.* 637, s. spondere *Tryph.* 701, s. *Paul.* 362, i. subiecit quis in pignore pro auro aes *Ulp.* 412, s. subripere *Paul.* 517, s. subtrahere *Iul.* 462, s. (mulieris personam). *Paul.* II, 31, 19 (rem pignori datam). subvenire *Ulp.* 130, s. successit fiscus *Call.* 877, ii. *Paul.* 697, s. i. succurrere adversus confideiussorem *Pap.* 693, i. non superest ius offerendae pecuniae *Pap.* 595, s. teneri *Pomp.* 467, i. *Gai.* (377, s). 40. *Paul.* 287, s. 466, s. 590, s. *Marcian.* 583, s. 592, s. 593, i. tradere *Iul.* (*Triest.*) 513, ii (fundum). *Paul.* 754, s. (rem pignori). vendere *Pomp.* 466, s. 591, s. *Marcell.* 412, s. *Paul.* II, 13, s. *Marcian.* 709, s. — *E. Ablaticus.* hypothecario creditori (scrib. creditore) potiorum esse eum, qui separationem impetravit *Ulp.* 556, i. (creditor absente *Paul.* 496, s. cessante uti *Ulp.* 409, s. consentiente *Gai.* III, 168. deferente *Pomp.* 371, s. 372, s. *Tryph.* 601, s. ignorante *Scæv.* 564, s. *Paul.* 434, s. interveniente *Pap.* 595, s. sciente *Ulp.* 822, i. vendente *Scæv.* 256, i. non admonito *Pap.* 627, s. domino constituto *Paul.* 628, s. dimisso *Scæv.* 82, i. *Ulp.*

445, ii. 537, iii. 538, i. herede instituto *Pap.* 204, iii. in possessionem misso *Paul.* 552, iii. ~ a creditore accipere *Ulp.* 452, i. *Paul.* 487, i. *Mod.* 586, i. comparare pignus *Pap.* 413, z. *Mod.* 327, z. conducere *Gai.* II, 60. *Marcian.* 513, ii. emere *Scaev.* 564, x. *Pap.* 413, i. *Ulp.* 73, s. *Paul.* 496, i. exigere ea, quae diligens pater familias in suis rebus praestare solet *Paul.* 409, i. liberare *Lab.* 108, z. *Gai.* 711, i. *Iul.* 416, iii. *Pomp.* 591, s. (pignus). 711, ii. (pupillum). *Gai.* 584, z. (rem). 418, iii. *Scaev.* 695, iii. *Pap.* 591, s. (agri portionem pro indiviso pignori datam.) *Paul.* 711, iii. luere (praedium obligatum) *Scaev.* 557, z. merere legatum *Paul.* 206, iii. mutuari *Scaev.* 601, i. pervenit pecunia ad dominum *Ulp.* 453, z. petere *Marcell.* 412, z. *Scaev.* 414, z. *Marcian.* 599, z. redimere rem pignoratam *Iul.* 519, z. transferre *Scaev.* (82, ii). ~ a creditore acceptum factum donationis causa *Ulp.* 483, z. addictum pignus in diem *Iul.* 527, z. alienati servi *Ulp.* 455, ii. aufertur *Paul.* 727, i. unde rest. rat. 94 (fundus ex causa fidei iac vel pignoris). *Marcian.* 599, z. (res). circumscribi *Paul.* 719, s. consumpti nummi *Ulp.* 360, z. contrahitur ex bonis *Iul.* 559, ii. conveniri *Scaev.* 497, z. 770, z. *Pap.* 694, iii. *Ulp.* 763, i. 861, ii. *Mod.* 692, ii. delegari *Paul.* 465, z. deponari *Marcian.* 640, i. distrabi *Ulp.* 207, z. *Paul.* 696, i. I, 9, 8. II, 13, i. eligi *Mod.* 692, ii. evinci *Ulp.* 227, iii. *Paul.* 624, z. 719, i. iussus pecuniam Titio solvere *Iul.* 706, ii. legari *Ulp.* 157, iii. *Marcian.* 709, iii. pactum est *Marcian.* 596, i. provocari *Ulp.* 325, z. reddi *Paul.* 550, iii. restitui *Paul.* 552, ii. rogari manumittere *Ulp.* 452, ii. superari *Paul.* 594, e. (apud iudicem). is (in iudicio). venire *Pomp.* 705, iii. *Ulp.* 445, ii. vindicari *Paul.* 587, z. ~ cum creditore agere *Iac.* 520, ii. (ad exhibendum). *Scaev.* 414, z. *Marcian.* 583, z. 596, e. contrahitur fiducia *Gai.* II, 60, 60. convenit *Marcian.* 593, z. ~ de creditore quid dicimus? *Ulp.* 383, iii. ~ in creditore probari commodius est *Pap.* 558, z. quaeritur *Ulp.* 386, z. tractari potest *Ulp.* 624, z. ~ pro creditore suo solvi mandavit *Ulp.* 436, z. —

II. Pluralis. A. Nominativus. si sint (essent etc.) creditores qui *Ulp.* 430, z. alii *Scaev.* 78, z. *Ulp.* 722, z. idem *Scaev.* 78, z. *Ulp.* 562, iii. plures *Ulp.* 557, iii. filii creditores etiam patris sunt creditores *Marcell.* (Trib. 1) 563, z. iii. esse debent contenti *Ulp.* 556, i. possunt securi *Ulp.* 302, ii. ne melioris conditionis sit quam ceteri creditores *Scaev.* 565, z. ~ creditores abstinere se debent *Marcian.* 883, z. absunt *Ulp.* 562, ii.

acceptaverunt usuras a singulis heredibus *Pap.* 71, i. accipiunt pecuniam anti satis *Iac.* 467, ii. portiones *Scaev.* 773, z. agunt *Call.* 818, ii. agere possunt *Paul.* 447, z. habent actionem *Gai.* 18, ii. *Pap.* 863, ii. (ex ante gesto). caverunt sibi *Iac.* (467, ii). coierant et elegerant unum *Iul.* 559, iii. compellere te ut adires non potuerunt *Val.* 252, ii. consentiunt *Ulp.* 560, ii. consequi parati sunt partem *Pap.* 74, i. consequuntur *Paul.* 558, ii. non continentur illis verbis 'ad quem ea res pertinet' *Ulp.* 91, z. contraxerunt *Ulp.* (430, ii). *Marcian.* (862, i). conveniunt *Gai.* III, 79. *Ulp.* 66, s. 438, i. aliquem *Scaev.* 78, z. *Ulp.* 313, z. creant unum *Gai.* (III, 79). *Ulp.* (438, i). curant curatorem bonis ex inquisitione dandum *Ulp.* 303, i. desiderant separationem *Ulp.* (556, s. ii). cf. 557, ii. dicunt *Ulp.* 556, i. (bona sufficere sibi). *Marcian.* 883, e. (se contentos esse portione). elegerunt unum *Iul.* (559, ii). emerunt alii *Ulp.* 428, z. expensum ferro debent suae negligentiae *Scaev.* 565, ii. experiuntur *Ven.* 565, iii. existere possunt alii *Ulp.* 428, z. ferro potuerunt nihil proprium ex hereditate *Val.* 252, ii. ferunt portionem *Scaev.* 565, z. *Paul.* 496, s. habent *Iac.* 554, i. (nihil iuris in bonis pupilli). *Gai.* II, 55 (a quo suum consequerentur). *Ulp.* (66, i. hypothecae). 440, z. (quod quaerunt). 557, ii. (in sum debuit, si quis superfluit ex bonis testatoris). *del Mo.* (562, ii; quasi in creditum). *Paul.* 558, ii. (propria heredis bona et personam). impetrant separationem *Ulp.* 558, ii. *Ulp.* 556, z. ii. iii. s. ii. iii. s. ii. *Paul.* 558, ii. instant *Ulp.* 303, z. mandaverunt Titio, ut adiret hereditatem *Ulp.* 632, z. neglexerunt exactionem *Scaev.* 565, iii. ostendere non potuerunt inopia laborantem eum *Ulp.* 554, ii. paciscuntur *Ulp.* (562, ii). passim sunt necessarium *Ulp.* 562, iii. petunt separationem *Ulp.* 556, z. iii. 557, ii. non dum pecuniam petere possunt *Pap.* (558, z). possident bona *Paul.* 544, z. possidere coeperunt *Ulp.* 271, z. 555, z. postulant *Pomp.* 838, z. *Gai.* II, 167. *Val.* (252, ii). *Paul.* 549, ii. (551, ii; unus ex creditor.). *Mod.* 545, ii. probant de aere alieno *Ulp.* (222, ii). putant heredem suspectum *Ulp.* 554, ii. recipiaverunt suam *Pap.* (135, z; quidam ex creditoribus). 882, ii. satisfacere debent ratam rem habere *Ulp.* 91, i. sciunt *Ulp.* 349, ii. 350, ii. sequuntur *Ulp.* (557, ii; heredem. 562, ii; nomen necessari). transactionem fecerunt *Scaev.* (78, z). vendunt bona *Ner.* 813, i. *Ulp.* 561, ii. 562, ii. veniunt *Pap.* 412, ii. (contra patrem). *Ulp.* 451, i. (ad heredem). urgent

Scæv. 137, 34, 40. 686, 35. *Ulp.* 350, 23. uti non possunt interdicto 'uti possidetis' *Ulp.* 590, 14. — **B. Accusatio.** ad creditores se esse existimant *Paul.* 487, 25. ~ admittere *Ulp.* 556, 1. *Paul.* 558, 14. alere *Ulp.* 547, 35. audire *Val.* 252, 39. *Ulp.* 556, 4. (32). commiscere *Ulp.* (556, 3). constituere curatores non creditores *Ulp.* 559, 11. curatorem (unum ex creditoribus) *Paul.* (549, 8). in possessione *Paul.* 555, 39. dare curatorem (aliquem ex creditoribus) *Ulp.* (548, 9). debere *Pap.* (558, 4; qui ex die vel sub condicione debentur). dimittere *Iul.* 812, 38. *Val.* (252, 39). *Scæv.* 82, 38. *Pap.* 56, 13. 474, 1. 558, 3. (4). evocare *Mod.* 134, 36. fraudare *Iul.* 564, 19. *Val.* 252, 33. (commodo). *Gai.* 435, 38. 564, 38. *Pap.* 564, 39. *Ulp.* 438, 31. (evento). 547, 33. 34. 560, 44. 561, 3. 562, 13. 564, 3. 964, 39. exceptio fraudatorum creditorum *Ulp.* 366, 19. causa fraudandi creditores *Ulp.* 547, 33. creditorum fraudandorum causa *Iul.* (Trib.) 470, 31. (causa om.). *Afr.* 471, 11. (ex coni.). *Gai.* 1, 47. *Ulp.* 560, 7. 561, 33. (31). *Paul.* 844, 38. 472, 38. creditor. fraudand. consilium *Iul.* 416, 31. 471, 1. 564, 13. *Val.* 252, 31. 38. *Ulp.* 438, 38. (consilium et eventus). 562, 33. *Paul.* 616, 20. habere *Iul.* 564, 13. 17. *Clem.* 473, 38. *Scæv.* 389, 1. *Pap.* 424, 38. *Ulp.* 428, 16. 18. 562, 1. 4. heredes scribere *Scæv.* 258, 1. iubet convenire praetor *Gai.* (III, 79). mittere in possessionem *Iar.* (554, 1). *Ulp.* 270, 43. 385, 43. (547, 31). 552, 13. 563, 1. (590, 16). *Paul.* 547, 18. onerare *Ulp.* 556, 11. praeferre fisco *Marcian.* 862, 1. quaerere *Ulp.* 411, 39. rogare precario *Ulp.* 612, 34. tenero *Ulp.* 551, 33. timere *Pap.* 787, 17. ~ ad creditores pertinent bona *Iar.* 554, 1. 4. pervenit pecunia *Ulp.* 545, 12. 553, 31. ~ adversus creditores audire *Ulp.* 556, 33. indemnem heredem praestare *Afr.* 464, 3. impetrare separationem *Ulp.* 556, 39. succurrere *Ulp.* 556, 33. ~ circa creditores admittendum est *Pap.* 558, 1. ~ contra creditores non exercetur privilegium in poena *Pap.* 882, 11. ~ inter creditores completi rationibus *Scæv.* 137, 8. haberi *Herm.* 474, 13. potior is, cui maior pecunia debetur *Gai.* 552, 22. primum locum retinere *Paul.* V, 12, 10. separatio fit *Ulp.* 556, 37. inter creditores et patrem dominumve distribuitur *Gai.* IV, 72. (suppl. ex Inst.). et pupillum dividendam actionem *Pap.* 799, 34. ~ propter creditores libertates irritae sunt *Pap.* 474, 1. latitare *Ulp.* 547, 31. venierunt bona *Marcian.* 34, 33. — **C. Genetiv.** creditorum interest *Iul.* 564, 11. unus *Scæv.* 565, 4. ~ actio (actiones) *Ulp.* 877, 38. *Paul.* 449, 27. *Mod.* 45, 38. arbitrium *Ulp.* 546, 33. causa *Paul.* 449, 11.

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scriptura *Scaev.* (Trib.) 82, 7. — **C. Sequentē** (*Accusatio cum Infinitivo*. 1) *Activum*. *Ner.* 710, 30. 309, 22. *Hadr. Ulp.* 898, 4. *Iul.* 384, 12. 841, 37. 496, 10. *Gai.* 70, 17. 214, 34. 323, 30. 391, 46. 435, 35. 524, 31. I, 55. 67. 69. 71. 71. 85. 165. 188. II, 43. 50. III, 97. 97. 197. 198. IV, 16. 60. 79. 178. *Maecian.* 901, 21. 253, 17. 435, 18 (credo). *Scaev.* 107, 14 (credimus). 178, 30. 792, 30. 823, 30. 113, 38. 530, 18. 533, 34. *Pap.* 178, 35 (credimus). 240, 30. 524, 14 (credimus). 542, 36. 51, 35. 58, 36. 243, 35. 368, 35 (credimus). 525, 38. *Tryph.* 814, 11. 172, 37. 889, 4 et 900, 35 (credamus). *Claud. not. ad Scaev.* 111, 36. *Ulp.* 42, 30. 127, 35 (credo). 347, 6. 351, 31 (credo). 382, 16. 432, 12. 451, 7. 474, 22. 489, 22 (credo). 529, 10 (credo). 699, 16. 717, 17. 743, 30 (credo). 749, 38. 833, 4 (credamus). 868, 36. 881, 37 (credo). 7, 35 (credo). 35, 4 (credo; *fidei*). 71, 18. 93, 18 (credo). 231, 17 (credo). 236, 3. 269, 35. 291, 33. 341, 18. 459, 9 (credo). 723, 18 (credimus). 809, 37 (credo). 840, 22. 848, 14 (credo). 865, 40 (credo). *vat.* 155. (*conult. Taurini*) coll. 1, 11, 2. *Ser. et Ant. Paul.* 655, 19. *Paul.* 31, 11. 179, 37. 275, 37. 519, 35. 535, 2. 654, 4. 768, 37. 791, 15. 427, 35. 755, 3. 781, 34. *Char.* 28, 20. *Herm.* 516, 31. — **2) Passivum**. *Ulp.* 856, 4. *Gai.* 839, 11. II, 30. 54. 105(?) . III, 201. IV, 63. *Marcell.* 832, 10 (illud). *not. ad Iul.* 416, 17. *Scaev.* 823, 40. 163, 16(?) . 731, 3. *Paul.* 790, 10 = *vat.* 225. 863, 34. 193, 3. 718, 3. coll. 4, 11, 1. *Call.* 141, 36. 670, 21. *Tert.* 13, 19. *Tryph.* 684, 12. 758, 33. *Claud. not. ad Scaev.* 68, 10. 86, 35. *Ulp.* 32, 30. 381, 22. 503, 30. 676, 32. 854, 40. 126, 10. 137, 35. 223, 30. 421, 17. 35. 427, 1. 533, 11. 591, 35. 656, 3. 805, 3. 840, 33. 898, 10. 948, 11. 957, 35. *Paul.* 16, 12. 179, 18. 450, 2. 666, 15. 665, 36. *notat.* ait *volgo* *crediti* *rati* *onemque* *hoc* *facere*, *ut* *si* *ex* *re* *alterius* *stipuletur*, *partem* *ei* *dumtaxat* *quae* *rei*, *partem* *domino* *Ulp.* 224, 7. — **D. Sequentē Nominativo cum Infinitivo** (*nimium semper passiva constructione*): *Gai.* 511, 8. *Ner.* 588, 22. *Cels.* 968, 25. *Val.* 252, 46. *Iur.* 24, 21. 31 (*Ser.* = II, 11). 335, 2. 498, 16. 488, 35. 640, 35. (Trib.) 641, 30. II, 11. 21. 54. *Pap.* 898, 45. coll. 6, 6, 1. *Hadr. Call.* 876, 15. *Tryph.* 16, 22. 684, 11. 772, 3. 172, 34. 319, 3. et 500, 11 (*Infinitivus esse supplendus est*). 887, 35. 39. 888, 5. 14. *Claud. not. ad Scaev.* 80, 36. *Ulp.* 77, 39. 149, 11. 193, 11. 343, 21. 352, 18. 439, 17. 609, 19 (*Inf. suppl.*). 716, 29. 782, 12 = *vat.* 186. 827, 39. 828, 12. 833, 18. 840, 32. 867, 22. 868, 2 (*ex con.*). 875, 23. 876, 40. 12, 11. 94, 3. 126, 11. 365, 10. 457, 10. 495, 11. 574, 31. 729, 44. 890, 1. 898, 31. 911, 31. 945, 38. 957, 3. 960, 31. *vat.* 188. *Paul.* 179, 11. 363, 29. 727, 39. 904, 39. 542, 1. 674, 17. 719, 3. *Herm.* 905, 35. — **II. = fidem habere alicui**. *Call.* 844, 3. *Ulp.* 898, 37. 842, 4. 910, 4.

Paul. 93, 17 (repromittenti). 662, 35. *Men.* 895, 11. *adfirmationem* *Men.* 895, 10. *decreto praesidis* *Paul.* 135, 37. *epistulis* *Marcian.* 801, 4. *questioni* *servi* *Paul.* 644, 37 = II, 17, 12. (13), *ubi tamen* *responsioni* *responsio* *servi* *Paul.* 618, 45. *Mod.* 652, 4. *testibus*, *non testimoniis* *Call.* 651, 2. *testimonio* *Paul.* 845, 12. *Char.* 653, 16. — **III. = confidere**. *non mandatu* *meo*, *sed magis mihi credentem* *hoc fecisse* *Ulp.* 612, 35. *tali homini* *Paul.* 347, 30. 10 *operariis* *Ulp.* 423, 9. *nimium tutoribus* *vel curat* *oribus* *Ulp.* 810, 13. — **IV. = committere**. *ad* *ministrati* *onem* *servo* *Mod.* 765, 41. *custodiam* *tironi* *Mod.* 802, 12. *suam* *potestatem* *dictatori* *bus* *Char.* 28, 13. *res familiares* *ei* *Scaev.* 457, 12. — **V. = fidem debitoris sequi**. *ad definiti* *onem* *cf.* *Ulp.* 357, 12. — *generaliter dictum*: *Aff.* 707, 35. *Ner.* 456, 30. *Cels.* 494, 3. 700, 38. (*cf. Paul.* 68, 16). *Iul.* 360, 45. 435, 3. 344, 3. 706, 17. *Pomp.* 200, 12. 12. 705, 7. *Afr.* 418, 36. 26. 456, 30. 920, 33. *Gai.* 134, 8. 443, 30. 37. 592, 21. 22. III, 156. *Scaev.* 457, 3. 17. 594, 25. 670, 17. *Paul.* 693, 3. *Ulp.* 359, 23. 432, 21. 30. 457, 20. 483, 30. 492, 21. 591, 11. 762, 28. 29. 74, 37. 353, 39. (*atip.*) 723, 13. 14. 15. 18. *Paul.* 68, 16. (*cf. Cels.* 700, 36). 133, 22. (Trib.) 357, 37 (verbis). 25 449, 23. 458, 3. 594, 12. 601, 7. 763, 43. 764, 19. 673, 46. 694, 37. 755, 3. II, 10. *Marcian.* 593, 1. 4. *specia* *liter*: *ancillae* *Ulp.* 804, 22 (tutore auctore). *Paul.* 458, 9 (iussu domini ancillae vel iussu patris filiae). *argentario* *Ulp.* 186, 15. *conservis* *Scaev.* 165, 3. *egenti* *Gai.* 134, 7 (minor). *filio* *Afr.* 385, 16 (pater). *Scaev.* 431, 15. *Ulp.* 455, 17 (iussu patris). *Paul.* 434, 31. 32. *filio familias* *Ulp.* (343, 36). 344, 8. 688, 13. *Pomp.* 435, 23. *Gai.* 589, 37. *Scaev.* (431, 10). 432, 36. 40. *Ulp.* 432, 32 (patris fam. facto). 434, 18. *Paul.* (135, 32). 654, 29. 40. (II, 10). *Marcian.* 435, 8. *institori* *Ulp.* (423, 15). *marito* *Afr.* 463, 9. *magis* *merci* *quam* *ipsi* (servo) *Ulp.* 428, 15. *meretrici* *Ulp.* (434, 32). *mulieri* *Afr.* (464, 31). *negotiatori* *marmorum* *sub* *pignore* *Scaev.* 595, 6. *nepoti* *Iul.* 435, 2 (iussu patris eius). *pupillo* *Maecian.* 250, (36). 35. *Pap.* (717, 5). *Ulp.* 359, 2. *ratario* *Paul.* 412, 9. *servo* *Pomp.* 359, 33. 644, 17. 714, 36. *Afr.* 446, 26. (31). (456, 20. 689, 35). *Gai.* 443, 31. 34. 35. 37. *Scaev.* (457, 2). *Ulp.* 439, 37. (458, 13). 134, 22. (411, 36). *Paul.* 425, 25. 426, 4. (*exc.*) 5. 449, 22. 451, 12. 458, 7. *Mod.* 465, 11. *statulibero* *Ulp.* 134, 36. *ob* *restitu* *tionem* *aedificiorum* *Marcus* *Ulp.* 553, 81. *Ulp.* 361, 35. 545, 12. *ad* *refectionem* *aedificii* *Ulp.* 585, 27. *in* *navis* *refectionem* *Ulp.* 416, 12. (*cf. Afr.* 418, 26). *in* *navem* *Ulp.* 416, 12. *ad* *arman* *dum* (navem) *vel* *reficiendam* *Ulp.* 591, 15. *in* *navem* *exstruendam* *vel* *instruendam* *vel* *etiam*

emendam *Paul.* 553,46. *cf. Marcian.* 555,16. in cibaria nautarum *Ulp.* 591,16. in merces sibi obligatas *Ulp.* 591,19. ~ credendi rei *Paul.* 92,26. 158,11 (duo rei aut credendi aut debendi). credendi animo *Ulp.* 321,12. 360,1. appellatio *Ulp.* 357,9. tempus *Ulp.* 70,6. credendi causa dare *Iul.* 361,5 et *Pomp.* 359,37 et 644,19 (pecuniam alienam). *Gai.* III, 124. negotiatio *Ulp.* 60,12. numerare *Gai.* IV, 116*. credendo alienare *Afr.* 364,7. non facere accipientis *Ulp.* 359,28. obligare sibi *Gai.* 775,24. ~ mandare alicui credat *Gai.* 479,19. 20. 21. *Scæv.* 431,11. *Ulp.* 480,28. 483,19. 484,32. 486,4. 19. *Paul.* 496,29. *cf.* (697,33). mandatu credere *Iul.* 688,18. *Gai.* 488,40. *Pap.* (805,37. 718,4). *cf. Gai.* (III, 156). *Pap.* (694,37). *Ulp.* (484,26). 485,1. 1. (2). ~ credere nummos *Pomp.* 407,1. 705,4 (subreptos). *Afr.* 364,5. (7). *Pap.* 716,18 (communes). 717,8. *Ulp.* 359,26. 360,7 (communes centum). 452,31. *Herm.* 413,39. decem *Iav.* 692,35. *Iul.* (688,18). *Ulp.* 360,6. quindecim *Iul.* 429,29. quadraginta *Iul.* 689,8. *Tryph.* 594,32. quinquaginta *Tryph.* 594,32. octoginta *Paul.* (496,32). rem *Iav.* 692,34. *Tryph.* 594,34. res *Ulp.* 357,4. rat. 266. *Paul.* II, 1 §. § 357,3. summam *Cels.* 412,16. *Afr.* 490,31. *Tryph.* 594,37. 39. 40. pecuniam *S. C. Maced.* *Ulp.* 431,22 (incertis nominibus). *Cels.* 362,22. 493,29. 494,1. *Iul.* 361,9. 343,38. 680,13. *Pomp.* 358,23 (legatam). *Afr.* 363,31. 364,4. 418,22. 30. 31. 32. 446,31. 464,24. 689,35. *Marcus Ulp.* 553,31. *Gai.* 592,18. 684,13. 934,33. *Marcian.* 250,36. 253,33 (hereditariam). *Marcell.* 412,21. *Scæv.* 389,10 (certam). 457,3. 720,34 (popularem). *Pap.* 805,37. (stip.) 693,3. 717,36. 718,4. *Tryph.* 594,32. *Ulp.* 70,3 (dominicum). 72,31. 166,39. 322,3. (Trib.) 359,9. 16. 361,32. 423,15. 458,13. 463,16. (19.) 29. 484,31. (32). 640,30 (publicas). 762,37. 411,36. 631,36. 750,33. 37. 46. 822,37. *Paul.* 133,21. 135,25. 462,11. 496,17. 763,43 (popularem). 644,4. 660,17. (stip.) 18. (stip.) 673,39. (stip.) 694,36. 697,37. 744,33. 11, 10. *Marcian.* 593,12. 174,33 (hereditariam legatam). § (alienam). §. 857,17. *Mod.* 907,7 (publicam). credere mutnam *Ulp.* (359,9. 458,12). *Paul.* (II, 10). creditam efficere *Paul.* 360,24. facere *Paul.* 360,22. credita fit *Iul.* 361,9. *Afr.* 490,27. 29. 29. credita est *Iav.* 363,1 (esse permanet). *Iul.* 361,12. 11. *Afr.* 490,26. *Ulp.* 359,15. creditam habere *Afr.* 490,29. credendum mandare *Ulp.* 484,36. 485,3. pecuniae credendae mandatores *Pap.* 694,37. — pecunia credita. *def. Gai.* III, 124. a) *Nomin.* talem contractum neque donationem esse neque pecuniam creditam *Iul.* 361,10. est multo maior *Afr.* 418,28. *cf. Ulp.* 324,16. ~ b) *Accus.* pe-

cuniam creditam accipere *Ulp.* 798,26. *Paul.* 362,6. quasi creditam *Iul.* 496,13. continet condicio *Ulp.* 651,43. debere *Iav.* 711,29. *Afr.* 463,14. exigere *Mod.* 161,13. fideiubere *Cels.* 493,26. petere *Pomp.* 358,28. 321,17. *Afr.* 364,8 (ut creditam). 490,25. 31. *Paul.* 102,17. 64,17. 672,39. scribere sibi *Ulp.* 763,13. stipulari *Ulp.* 361,34. ~ circa pecuniam creditam singularia quaedam recepta sunt *Ulp.* 360,17. ~ in creditam pecuniam accipere *Ulp.* 480,31 (corr. ?). in pecuniam creditam converti ex donatione *Paul.* 713,9. ~ ob pecuniam creditam dare pignori *Pomp.* 591,6. *Afr.* 591,36. 592,4. facere venditionem *Marcian.* 595,37. ~ post creditam pecuniam mandare creditori credendam *Ulp.* 485,2. ~ propter pecuniam creditam pignora data *Sen. et Carac.* *Ulp.* 700,30. ~ c) *Genet.* pecuniae creditae actio *Gai.* IV, 13 (certae creditae pecuniae). *Scæv.* 95,31. *Pap.* 426,21. *Tryph.* 596,36. causa *Afr.* 579,40. cautio *Paul.* 644,33. quasi cr. pec. *Ulp.* 137,5. dies *Ulp.* 762,26. fides *Paul.* 745,1. nomine suscipere *Ulp.* 358,1. nummi *Marcell.* 713,32. obligatio *Paul.* 672,36 (actio *Paul.* ?). petitio sortis *Afr.* 579,32. sponsio *Gai.* IV, 171 (certae cr. pec.). stipulatio *Afr.* 396,2. summa amplior *Gai.* III, 124 (cred. pec.). usurae *Afr.* 579,32. *Paul.* 640,9 (creditarum a civitatibus pecuniarum). ~ d) *Ab-lat.* de pecunia credita exigitur iusiurandum *Paul.* 368,1. sponsionem facere *Gai.* IV, 171 (de pec. certa cred.).

credulitas. ne credulitas creditoris domino obesset *Ulp.* 453,6. si patiatur oxorem delinquere ob nimiam credulitatem *Ulp.* 813,3. ne humana credulitate publici mores . . . corrumpantur *Paul.* V, 21, 1.

credulus. *Ulp.* 53,1.

crematio. vivi *Call.* 851,38 (summa supplicium). *cf. Paul.* V, 17, 2 (3).

cremo. igni cremantur plerumque servi qui etc. . . nonnumquam etiam liberi plebei et humiles personae *Call.* 852,17.

creo. I. magistratum populi Romani. consules *Pomp.* 6,30 (ex suo corpore). 22 (etiam ex plebe). tribunos militum consulari potestate *Pomp.* 6,31 (partim ex plebe partim ex patribus). praetorem *Pomp.* 7,2. 4. 12. 17. aediles *Pomp.* (7,17). tribunos *Pomp.* 6,2. 4. 4 (tribuno suffragio). quaestores *Pomp.* 6,5. *Ulp.* 30,6. 8 (non sua voce, scil. Romulus et Numa, sed populi suffragio). 16. Cistiberes *Pomp.* 7,26 (senatus consulto). — II. magistratus municipales vel eos qui munere fungantur. magistratum *Paul.* 867,30. 29. *Ulp.* 870,13. 19. 913,34. § (874,36). duumvirum

Papir. 907, 31. *Ulp.* 866, 38 (nullo acta ex lege habito creatum, sed tantum vocibus popularium postulatum). *eum qui honorem vel munus subeat* *Hadr. Call.* 914, 13. *Ulp.* 870, 31. 916, 13. *Paul.* 905, 4. decurionem *Dioc. Fr. Ulp.* 912, 30. 33. *Papir.* 910, 31. 34 (non recte). *Pap.* 825, 34 (recte). 909, 31. *Ulp.* 807, 11. 902, 18. 913, 13. *Paul.* 909, 40. *Mod.* 909, 13 (non secundum legem). *Herm.* 914, 33. legatum *Scaev.* 921, 3. 33. curatorem rei publicae *Pap.* 923, 33. curatores emendi frumenti olei *Char.* 914, 37. curatorem operum *Ulp.* 925, 19. curatores operum vel cuius alterius rei publicae *Ulp.* 902, 31. actores bonorum *Mod.* 104, 1 (creaverunt magistratus). *Ulp.* ad primos honores *Ulp.* 916, 18. ad munera sive honores *Ulp.* 916, 34. idoneus ad ea, quae (scrib. ad quae) creatus fuerit *Ulp.* 912, 33. — **III.** tutorem. tutor creatus a magistrato *Paul.* 771, 32. tutor vel curator magistratus creatus *P.* 874, 33. — **IV.** magistrum, id est eum, per quem bona veniant *Gai.* 11, 79 (ex eo numero). curatorem, curatores bonorum *Ulp.* 559, 1. 1 (ex consensu maioris partis creditorum). *id. eum cui creditorum nomine caveatur: Ulp.* 437, 40. 438, 1. — **V.** hoc ab ipso creatis plistoribus praestitit (imperator noster) *Paul. rat.* 235.

creresco. crescit **I.** concha apud rubrum mare *Ulp.* 152, 8. lapis in lapidicinis *lav.* 695, 31. —

II. a. infans *Paul.* 392, 31 (subreptus, cura et sumptibus furis). 111, 6, 18. — **B.** aqua *Pomp.* 261, 30 (imbri in rivo). *Ulp.* 396, 13 (pluvia). 14 (imbre). flumen *Ulp.* 578, 33 (naturaliter). *Paul.* 412, 11. lacus *Alf.* 403, 9. *Proc.* 523, 40. 524, 3. lacus et stagna *Call.* 492, 8. — **C.** res subrepta in aliquid *Pomp.* 738, 13. — **D.** numerus accidentibus singulis *Paul.* 354, 8. — **E.** actio *Ulp.* 187, 17 (infinitatione). *Paul.* 370, 4 (infinitando). aes alienum ex poena *Pomp.* 838, 21 = *Paul.* 558, 33. aestimatio *Tryph.* 736, 18. *Paul.* 965, 8 (praeteriti delicti ex post facto). causa *Ulp.* 703, 30 (infinitatione). condemnatio ex contumacia non restituentis *Ulp.* 372, 22. contumelia ex persona eius, qui contumeliam fecit *Ulp.* 780, 8. crimen perfidiae *Ulp.* 469, 23. dos *Ulp.* 732, 3. 4. *Paul.* 679, 33. periculum dotis *Ner.* (679, 4). legatum *Afr.* 856, 37. *Ulp.* 443, 13. 30. obligatio *Paul.* 552, 7. peculium *Ulp.* 611, 40. *Paul.* 399, 22. *Marcian.* 447, 7. 19. periculum (dotis) *Ner.* 679, 1. poena *Pomp.* 664, 33. vindictio peculii *Ulp.* 133, 33. usura *Paul.* 637, 32. usurae *Paul.* 363, 30 (corr. 1).

creta. ea esse rata, quae erata sunt, ut harrena creta *Ulp.* 551, 12. *Ulp.* 259, 14. 17. fodere *Alf.* 753, 1. *Ulp.* 124, 33. tollere *Pomp.*

577, 41. vendere *Pomp.* 577, 43. *Ulp.* cretae exemptio *Pomp.* 577, 43.

credifodinae. in fructu habentur *Ulp.* 719, 3. *Ulp.* cretifodinas habere *Gai.* 406, 11. *Ulp.* 809, 15 (habuit pupillas). instituire *Ulp.* 220, 15. *Ulp.* ex credifodinis capitur redditus (fructus?) *Paul.* 940, 1.

cretio. continua, dura, imperfecta, omnis, vulgaris *vid. s. h. verb.* — est finis deliberandi *Gai.* 11, 164. est certorum dierum spatium, quod datur instituto heredi ad deliberandum *Ulp.* XXII, 27. ideo cretio appellata est, quia *etc.* *Gai.* 11, 164. alia cretio vulgaris dicitur, alia certorum dierum *Gai.* 11, 171. *cf. Ulp.* XXII, 31. continua haec cretio (*scil.* certorum dierum) vocatur *Gai.* 11, 173. quarum cretionum magna differentia est *Gai.* 11, 172. dura est haec cretio (*scil.* continua) *Gai.* 11, 173. — cretio certo tempore (certis diebus) constringitur *Gai.* 11, 170. 171. datur *Gai.* 11, (164). 172. 172. 177 (sine exheredatione). 190. finita est *Gai.* 11, 168. 178. superat *Gai.* 11, 178. — cretionem habere *Ulp.* XXII, 32. 32. omittit *Gai.* 11, 177. *Ulp.* ad cretionem reverti *Gai.* 11, 178. *Ulp.* per cretionem (perceptionem *C.*) exclusus *Gai.* 11, 144. — cretionis dies *Gai.* 11, 166. 168. 168. 190. *Ulp.* XXII, 3. 30. 30. tempus *Gai.* 11, 166. verba *Ulp.* XXII, 28. — cretione uti *Gai.* 11, 172. *Ulp.* cum cretione institutus *Gai.* 11, 168. *Ulp.* XXII, 25. 30. *Ulp.* sine cretione institutus *Gai.* 11, 167. 169. *Ulp.* XXII, 25. 29. *Ulp.* sub cretione institutus *Ulp.* XXII, 34.

cribrum. cribra instrumenti sunt *Ulp.* 126, 17. cedunt plistori instrumento legato *Paul.* 111, 6, 64.

crimen. calumniosum, capitale, commune, duplex, extraordinarium, falsum, grave, legitimum, levius, magnum, minus, privatum, publicum, subitum, verum *vid. s. h. verb.* — **I.** crimen abigeatus *Hadr. Ulp. coll.* 11, 7, 2. *Call.* 788, 30. *Macer* 788, 18. adulterii *Scaev.* 808, 33. *Pap.* 736, 11. 806, 33. 807, 1. 8. 814, 11. (33). 815, 11. (12). 11. 31. *Ulp.* 804, 33. 808, 1. 809, 33. 812, 3. 813, 1. 8. *Paul.* 310, 17. 815, 34. 33. 11. *Sec.* et *Ant. Marcian.* 843, 26. *Macer* 813, 33. arma alienasse *Paul.* 897, 1. 8. calumniae *Pap.* 111, 16. census et falsae monetae *Herm.* 171, 23. contumaciae *Men.* (895, 17). dare se militem, cui non licet *Men.* 893, 8. desideria *Men.* (895, 17). doli *Gai.* 640, 13. effracturae *Scaev.* 337, 33. 33. expilatae hereditatis *Ulp.* 778, 33. 790, 33. 791, 1. 837, 33. *Paul.* 791, 11. *Marcian.* 791, 1. *Herm.* 791, 11. falsi *Scaev.* 828, 11. *Pap.* 825, 37. 837, 8. *Ulp.* 825, 8. *Paul.* 649, 10. 828, 1. *Mod.* 829, 17. 8. 839, 1. fraudati vectigalis *Pap.* 405, 1. furti *Gai.* 111, 197. 208. 117. 178. *Hadr. Call.*

835, i. *Call.* 834, 36. *Paul.* 569, 33. incesti *Pap.* 814, 22. 23. 24. 25. 815, i. 26 = *Marcian.* 806, i. *Marcian.* 842, 33. instrumentorum subreptorum *Pap.* 827, ii. iudicii publici *Pap.* 796, ii. *Paul.* (827, ii). *Macer* 789, i3. legis Fabiae suppressi mancipii *Marcian.* 834, 33. utriusque legis (Iuliae de vi priv. et publ.) *Ulp.* 853, 3. legis Iuliae de vi privata *Paul.* 818, i3. lenocinii *Scæv.* 808, 33. *Ulp.* 804, 33. maiestatis *Scæv.* 803, i3. *Ulp.* 802, 33. 804, ii. 30. *Paul.* 472, 37. V, 29, 2. *Marcian.* 803, ii. i3. *Macer* 838, 33. *Mod.* 803, 33. 804, i. *Char.* 842, 33. *Herm.* 804, i3. i3. peculatus *Ven.* 832, 33. *Pap.* 757, 33. *Ulp.* 832, 33. *Paul.* 833, i. *Marcian.* 832, 3. perduellionis *Pap.* 57, 33. 413, 33. perfidiae *Ulp.* 469, 23. petulantiae *Men.* 895, i3. plagii *Hadr.* *Call.* 835, i3. *Mod.* 834, 37. *Herm.* 835, ii. praevocationis *Macer* 789, i3. raptus *Marcian.* 816, 33. repetundarum *Pap.* 831, i. sacrilegii *Pap.* 833, i. segnitiae *Men.* 895, i3. sepulchri violati *Macer* 787, i. *πομπιχολογία* *Ulp.* 785, i. spadones fieri, facere *Hadr.* *Ulp.* 820, i3. i3. stellionatus *Ulp.* 85, ii. 413, i. c. (*Trib.*?) 489, 32. 461, i. 791, 37. 33. 33. *Paul.* 409, 22. 33. *Mod.* 791, 46. stupri *Ulp.* 744, i. 813, i. (i. 3). *Marcian.* (842, 33). suspecti *Ulp.* 777, 37. 778, ii. 33. termini deieci vel exarati *Paul.* 306, 23. violentiae *Paul.* ii, 14, 5. vis *Ulp.* 963, 33. *Macer* 798, 33. —

II. (Locī in parte priore enumerati repetuntur).

A. *Incusatio.* 1) *Nomin.* crimina sunt graviora *Ulp.* 873, i. crimen non est legitimum *Ulp.* 791, 33. fuit ex ea actione, quae etiam in privato iudicio infamiam condemnato inportat *Macer* 795, 33. crimen cessat *Ulp.* 413, i. c. 778, 33. descendit *Ulp.* 777, 37. 2) (c lege duod. tab.) exspectat vindictae aut calumniae iudicium *Paul.* (V, 4, 12). fit *Mod.* 791, 46. habet locum *Ulp.* 791, 33. nascitur ex lege Fabia de plagio *Ulp.* 834, i4. suspensum *Pap.* 902, i. 800, i. trahit sponsalia *Gai.* 657, 22. vertitur in iudiciis *Macer* 795, i. — 2) *Accusatio.* crimen, crimina abolere *Mod.* 839, i. abscondere *Marcian.* 835, 33. admittere *Pap.* 814, 33. agere *Marcian.* 791, i. audire et discutere *Ulp.* 797, ii. coniungere adulterio *Pap.* (815, i3). destitueret *Macer* 789, i3. detorquere in alium *Ulp.* 893, 21. edere reis *Paul.* V, 16, 14. evitare *Ulp.* 808, 33. *Mod.* 834, 37. excitare *Ulp.* 813, i. excludere praescriptione *Pap.* 815, i3. exequi *Call.* 799, 33. extinguere *Ulp.* 110, 22. 804, i3. *Paul.* 902, 12. *Marcian.* 795, 33. *Alex.* *Macer* 875, i3. *Mod.* 878, i3. inferre *Pap.* 57, 33. 815, ii. 825, 37. *Marcian.* 836, i. inportare *Ulp.* 331, 37. 461, i. instaurare *Pap.* 837, i. intendere *Hadr.* *Call.* (835, i). *Ulp.* (331, 43). 790, 33. 791, i. 799, 30. *Paul.* 86, 3. (837, ii. 1, 6, 2). V, 4,

12. *Marcian.* 835, 37. (836, 33). *Macer* 789, i3. 798, 33. intentare *Pap.* 815, 36. 33. *Marcian.* 806, i. minari *Macer* 787, 33. movere *Marcian.* (836, 33). obicere *Hadr.* *Call.* 651, c. *Ven.* 832, 33. *Pap.* 807, i. *Ulp.* 331, 33. 554, 33. (nec quicquam criminis). 791, 33. 797, 33. (*Trib.*?) 800, i3. 809, 33. 813, 36. 837, 33. 853, i. *Paul.* 310, 37. (789, 30). 791, i3. 797, i3. 1, 6, 3. 3. *Sec.* et *Carac.* *Macer* 881, ii. omittere *Pap.* 837, i. perficere *Ulp.* 331, i3. persequi *Pap.* 796, i3. *Paul.* 905, i3. 1, 6, 2. probare *Hadr.* *Call.* (651, c). *Tryph.* (332, i). (111, 2). 331, 44. *Paul.* 796, i. *Marcian.* 836, 33. *Mod.* (834, 37). praecedere debet subscriptio *Ulp.* 797, 33. redimere *Macer* 813, 33. repetere *Ulp.* 837, 36. retorquere in alium *Ulp.* 331, 33. sopiro *Ulp.* (813, i). transmittre ad heredem *Pap.* 405, i. ~ in crimen subscribere *Scæv.* 828, ii. *Ulp.* 737, i. 3. 759, i. ~ ob crimina appellatio interposita *Ulp.* (873, i). ob adulterii crimen non differtur rer. amot. actio *Pap.* 736, ii. ~ propter crimen inacti in carcere *Call.* (802, i). — 3) *Genet.* criminis, criminum abolitio # 835, i3. causa expirat *Marcian.* 839, 33. compositio *Paul.* 837, ii. genus *Mod.* 839, i. metus *Ulp.* 744, i. 778, ii. 897, 30. (imminentis). *Paul.* 897, i3. *Marcian.* 858, i3. (imminentis). qualitas *Ulp.* 800, i3. relatio *Ulp.* 795, 33. species *Ulp.* 111, 2. titulus *Ulp.* 791, 33. 33. — 4) *Datie.* crimini, criminibus diffidere *Marcian.* 836, 33. locus est *Mod.* 829, i3. (crimine F'). respondere *Paul.* V, 16, 14. subici *Mod.* 756, i3. (quo crimine F'). subtrahi *Marcian.* 423, i. — 5) *Ablativ.* (suspensio criminis *Pap.* 902, i. 800, i3). crimine, criminibus absolvi *Macer* (789, i). accusare *Scæv.* 337, 33. 33. *Ulp.* 778, 22. 331, 33. 797, 33. *Paul.* 815, 33. *Macer* 789, i. *Herm.* 791, i3. 804, i3. arguere *Hadr.* *Ulp.* 820, i3. damnari *Scæv.* 808, 33. *Pap.* 691, 16. 903, 33. *Ulp.* 80, i. *Herm.* 804, i3. inrogare silentium vel exilium *Pap.* 81, 30. insectari *Ulp.* 35, 12. liberari *Scæv.* 803, i3. *Ulp.* (797, 33). 804, 36. nocti *Marcian.* 858, 33. obprimi *Paul.* 844, 33. plecti *Ulp.* 413, i. (*Trib.*?) 489, 30. postulare *Pap.* (736, ii). 800, i3. 831, i. *Ulp.* 716, 33. 791, 33. 797, 33. purgare *Ulp.* 804, ii. reum facere *Gai.* 111, 213. *Paul.* 472, 37. *Marcian.* 796, i. teneri *Hadr.* *Call.* 835, i. i. *Hadr.* *Ulp.* 820, i3. *Scæv.* 808, 33. *Pap.* 757, 33. 814, 37. *Call.* 834, 33. *Ulp.* 825, i. *Paul.* 828, i. *Marcian.* 834, 33. *Mod.* 829, i3. ~ a crimine excusari *Pap.* 814, 33. ~ de extraordinariis criminibus # 784, i. de crimine pacisci *Paul.* cons. 4, 7. ~ ex crimine inveniri innocentem *Call.* 802, i. ~ in crimine absolvi innocentem (471, i3). adfici poena *Paul.* 789, 33.

calumniari *Ulp.* 797,43. damnari absentem *Ulp.* 846,7. damnatus appellavit *Marcian.* 816,1c. defendere *Marcian.* 471,18. *Mod.* 799,35. destitit vel victus decessit *Paul.* (1, 64, 3). dilatio nulla danda *Paul.* 815,31. esse *Call.* 875,34. non nocere ei qui (reo quod?) adversarium corrupti *Ulp.* 857,22. petita abolitio *Papir.* 839,8. plectuntur calumniosii *Paul.* 837,4 (in iudiciis *Paul.* 1, 5, 2 *loc. gem. cf. et cons.* 6, 21). perseverare usque ad sententiam *Ulp.* (*Trib.* 1) 797,33. postulatus reus *Paul.* (897,13). torqueri *Char.* 843,33. vagari non debet actor *Paul.* 122,33. — **B. Delictum ipsum.** (crimen sive delictum *Ulp.* 945,7). 1) *Nominat.* crimen est duplex (et incestum et adulterium vel stuprum) *Marcian.* 842,33. est grave *Paul.* 897,3. sunt graviora *Pap.* (814,33). habetur grave *Men.* 893,8. — est illud, quod adversus populum R. vel adversus securitatem eius committitur *Ulp.* 802,37. est proximum sacrilegio *Ulp.* 802,58. est tale etc. *Macr.* 838,35. est delictum militis *Men.* 895,17. non est publici iudicii *Paul.* 827,17. *Macr.* 788,13. (795,39). est extra causam conductionis *Paul.* 569,33 (furti). est in adfectu *Gai.* IV, 178 (furti). intellegi oportet adsumptu actu *Tryph.* 953,38. ¶ angetur dignitate praepositi *Men.* 895,13 (petulantiae). crescit *Ulp.* 469,23. exacerbat non solum facto, sed et verbis impie ac maledictis *Paul.* V, 29, 1 (maiestatis). *cf. Mod.* 804,3. excedit legis lulae de adulteriis potestatem *Marcian.* 816,39 (raptus). habet iudicii publici causam *Macr.* (795,31). importat ignominiam *Pap.* (909,19). incipit post pubertatem *Pap.* 814,11. nullam maculam filio infligere potest *Call.* 851,13 (paternum). irrogat infamiam damnato *Ulp.* 85,21. meruit capitis poenam *Tryph.* 332,1. pertinet *Ulp.* 785,4 (ad executionem praesidis). *Macr.* 787,3 (ad legem Iuliam de vi publica). praedicat infanti *Pap.* 807,3 (adulterii). separatam est a damno, quod in servo propter questionem domino datum est *Pap.* 111,16 (calumniae). — **2) Accusatio.** crimen, crimina adiungere desertionis *Men.* 894,35. 35. admittere *Ven.* (832,38). *Pap.* (800,38. 806,33. 807,34). *Ulp.* (28,39). 146,30. 767,1. 798,3. (6). *Paul.* II, 14, 5. (V, 54, 10). appellare *Ulp.* 785,8. committere *Ven.* (798,31). *Ulp.* (802,37. 813,3. 7). 845,33. *Paul.* 409,32. 818,13. *Marcian.* 803,19. 832,9. confiteri *Paul.* 83,21. contrahere *Paul.* 413,35. 800,4. *Ulp.* 378,1. 899,1. 406,33. *Paul.* 649,16. *Marcian.* 410,33. 803,17. *Mod.* 799,43. deferre *Ulp.* 812,5. delinquere *Pap.* (814,36?). denuntiari *Ulp.* 809,33 (36). erueri *Ulp.* 840,13. *cf. Paul.* V, 14, 1. excusare aetate *Pap.* 814,38. facere *Call.* 788,58. *Paul.* 833,8. habere non in occasione, sed in veritate *Mod.*

803,33. obicere v. s. *IIA* 2) *pag.* 1068,4. pati *Paul.* 963,51. praescribere *Ulp.* 804,33 (*corr.* 7). prohibere *Paul.* (963,31). relevare *Ulp.* 804,33. remittere *Pap.* 814,34. humanius tractare *Pap.* 814,33. vindicavit sibi praefectura urbis *Ulp.* 28,38. ¶ ad crimen accedit aliud *Ulp.* 832,22. pertinet iudicium de calumniatoribus *Ulp.* 109,34 (non solum in pecuniariis causis, sed et ad publica crimina; *cf.* 874,3). *Paul.* 409,32. ¶ extra crimen videri *Gai.* III, 197 (furti). ¶ in crimen cadit admissum *Paul.* 833,3. incidere *Pap.* 903,21. *Ulp.* 965,38. ¶ ob crimen relegari *Ulp.* 861,13. ne quis ob idem cr. pluribus legibus reus fieret *Paul.* 799,17. ¶ propter crimen (casum 27,22 *loc. gem.*) patris auferenda non est quaesita dignitas liberis *Pap.* 661,27. propter cr. postulari *Paul.* 815,13 (commune). deportari vel relegari *Ulp.* 859,33. — **3) Genet.** criminis, criminum accusare *Ven.* 798,36. *Scæv.* 642,42 (falsi testamenti et aliorum criminum). nominare *Pap.* 904,35. reum, ream postulare *Pap.* 709,3. *See. et Anton.* *Marcian.* 843,26. *Marcian.* 858,13. reos recipere *Pap.* 800,38. ¶ accusator *Paul.* 905,13. actio *Macr.* (838,33). commemoratio *Ulp.* 809,33. compensatio *Ulp.* 808,3 (mutui). conscientia *Ulp.* 828,18. dies *Pap.* 806,33. *Ulp.* 813,3. 3. executio *Ulp.* 768,33. 945,7. genus *Macr.* 849,33. leges *Ulp.* (*Trib.* 1) 845,37 (publicorum iudiciorum vel privatorum criminum). poena *Ulp.* (331,35). qualitas *Pap.* 807,34. reatus *Ulp.* 912,3. reus *Men.* 894,8. *Ulp.* 800,33. *Paul.* V, 23, 2. 31, 1. *Marcian.* 423,4. 795,35. 858,36. *Mod.* 404,37. *Hern.* 171,25. reum postulare, recipere *vid. supra lin.* 21. successor *Call.* 851,11. ¶ criminis gratia manus sibi inferre *Paul.* 883,8. — **4) Dativ.** criminibus forenses actiones praeposuit praetor *Ulp.* 768,34. — **5) Ablativ.** crimine contingi *Ulp.* 345,6. obligari *Gai.* III, 208. ¶ de crimine, criminibus absolvi *Paul.* (1, 64, 1). cognoscere *Ulp.* 798,8. 849,38. *Paul.* 306,25. 841,38. confiteri *Ser. et Ant.* *Macr.* 858,3. constat *Ulp.* (881,51). *Paul.* V, 54, 10. probare *Marcian.* 858,38. 859,3. pronuntiare *Ulp.* 881,34. quaerere *Call.* 930,35. refricare accusationem *Paul.* 1, 64, 1. ¶ ex crimine, criminibus aestimare *Ulp.* 853,8. affectus poena *Hadr.* *Ulp.* coll. 11, 7, 2. noxae committuntur *Ulp.* 607,21 (*del. Mo.*). exulare iussi ad tempus *Pap.* 909,14. infamem facit sententia *Macr.* 795,31. infamia non sequitur damnatum *Macr.* 795,35. interlocutus est index 'vim fecisti' *Ulp.* 853,7. moveri ordine ad tempus *Pap.* 909,13. reos habere *Paul.* 806,1. ¶ in crimine, criminibus agitari consuevit *Ulp.* 874,37

(in rebus pecuniariis et in criminibus; cf. 109, 31).
cadere *Gai.* 640, 15 (doli). detegi *Item.* 835, 14.
distinctio hae (consulto aliquid admittatur an
casu) poenam aut lustrum elicere debet aut tem-
peramentum admittere *Ulp.* 846, 15 = *coll.* 1, 11, 4.
hoc est stellionatus persecutio, quod in privatis
iudiciis est de dolo actio *Ulp.* 791, 31. parcere
Pap. 805, 35 (rcv). *Paul.* 897, 8 (ironi). —

III. Culpa. crimine carere *Pomp.* 805, 8.
Ulp. 116, 22. in crimine esse *Paul.* 288, 8.

criminalis. causa *Char.* 650, 5. poena *Ulp.*
(*Trib.*?) 577, 23. criminale negotium *Seac.* 871, 41.

criminaliter. agere furti *Ulp.* 759, 4.

criminator. aliquem *Ulp.* 767, 31. non tantum
se, verum etiam alios *Ulp.* 841, 33. ~ subiectum
filium *Tryph.* 750, 41.

criminosus. servus *Marcian.* 520, 27.

crinum. genus unguenti, unguentis legatis
... quibus unguimur voluptatis causa, sed et vale-
tudinis, qualia sunt commagena, glaucina, crina
etc. *Pomp.* 152, 18.

crocyfantia. genus ornamenti muliebris. *Ulp.*
153, 18 (crocanfanta F.).

cruciatus. iustitia timore mortis vel cruciatus
corporis conteritus *Ulp.* 140, 32.

crucio. coercere servum et cruciare *Ulp.*
442, 35.

crudelitas. crudelitatem timore *Ulp.* 547, 36
(tyranni). 785, 12 (eorum qui scopellismum fecerunt).
~ ab hominis potentis crudelitate mortis pericu-
lum *Paul.* 415, 8.

crudus. vineae crudae *Ulp.* 286, 3.

cruentus. factio cruenta *Ulp.* 828, 34.

crur. madente (madens dett.) adline filiae
crure *Pomp.* 6, 25.

cruralis. fasciae cruales . . vestis loco sunt
Ulp. 153, 8.

crus. crus brevis potest adferro impedi-
mentum *Ulp.* 605, 3. ~ crus fregit servus *Alf.* 293, 9.
323, 13 (in opere). *Lab.* 558, 19. *Ulp.* 341, 29.
mula crus agasoni fregit *Alf.* 277, 27. casu crura
equi fracta sunt *Iar. (Lab.)* 293, 32.

crusta. I. *crusta terrae.* ex fundo tuo
lapsa in meum fundum *Ulp. (Alf.)* 382, 33. coaluit
Ulp. (382, 35. 383, 2). ~ crustam petere *Ulp.*
(382, 35). vindicare *Ulp.* 382, 35. agere ius tibi
non esse ita crustam habere *Ulp.* 383, 3. —

II. crustae marmoreae aedium sunt *Ulp.*
551, 10. — **III.** crustis aureis illigata cymbia
argentea . . auro facto adnumerant *Paul.* 154, 33.

crux. summa supplicia sunt crux crematio
decolatio *Paul.* V, 17, 2 (3). cf. (V, 21, 4. 23, 17).
in crucem tolli *Paul.* V, 22, 1. 23, 1 = *coll.* 1, 2, 2

= 8, 4, 1. V, 25, 1. *coll.* 14, 2, 2. cruci suffigi
Paul. V, 23, 15. 17. summo supplicio, id est cruce,
adfici *Paul.* V, 21, 4.

crystallinus. crystallina vasa *Paul.* 111, 6, 67.
de murrinis et crystallinis dubitari potest, an de-
beant adnumerari suppellectili propter oxinium usum
et pretium *Paul.* 140, 4.

cubicularius. cubicularii numerantur in iis,
qui ad patris familias corpus tuendum atque ipsius
cultum praepositi destinatae sunt *Alf.* 951, 51.
continentur inter urbana ministeria *Paul.* 111, 6, 72.
non videri negotiationis appellatione contineri
Marcian. 91, 13. ~ cubicularium patris accusare
Ulp. 331, 31.

cubiculum. an ea tantum videtur legasse
cubicula, in quibus dormire consueverat *Seac.*
79, 8. ~ in cubiculum mariti nondum venit
(uxor) *Ulp.* 184, 16. ~ intra cubiculum secum
cubantem uxorem noctu necavit maritus vel uxor
maritum *Ulp.* 898, 35. cf. 897, 37. — ex cubiculo
deiectum est *Ulp.* 295, 8. ~ in cubiculo aquam
offendere *Paul.* 255, 4.

cubile. scrutari cubilia *Ulp.* 345, 23.

cubo. ad pedes domini cubuerat (puer) *Mae-*
cian. 901, 19. maritus uxorem secum cubantem
necavit vel uxor maritum *Ulp.* 898, 35.

cuccuma. *Forma.* cucuma *coll.* 1, 6, 3. —
Significatio. vas aeneum coquendi causa para-
tum. cucuma percutebat *Iadr. Ulp. coll.* 1, 6, 3.
unde *Marcian.* 819, 16.

cucumella. cucuma parva. cum silvam so-
visset, in qua labra et tenes cucumellas positas
haberet *Alf.* 271, 30.

culcita. culcitae continentur suppellectili legata
Paul. 139, 31. instructa domo legata *Paul.* 111, 6,
56. sunt vestis *Ulp.* 153, 3.

culleus. *Forma.* culleus 105, 3, 3. 125, 31. —
Significatio. parricidae iuscullo *Paul.* V,
24. cf. *Mod.* 822, 31, 32. — culci (qui exportandorum
fructuum causa parantur) instrumenti sunt *Ulp.*
125, 31. vino legato atres non debebantur: nec
culleos quidem deberi *Ulp.* 122, 36. ~ vini Pa-
lerni . . quotannis in annos singulos binos culleos
heres meus dato *Lab. (test.)* 105, 3. cf. 2. culleos
in horreo habebat *Seac.* 414, 10. sustulit centurio
ad annonam *Seac.* 414, 11. ~ pecunia mutua sub
pignore culleorum *Seac.* 414, 10.

culpa. aliqua, communis, ea, gravior, lae-
cidonea, illa, lata, latior, magna, mea, minima,
nulla, omnis, propria, dolo proxima, sua, tua. —
I. Separatur. 1) a contumelia: *Paul. coll.*
2, 5, 1 (*suppl. ex Inst.*). (*cf. Ulp.* 278, 22.
771, 14. 779, 35). a dolo: *Lab.* 422, 6. 573, 10.

Proc. 523,32. *Iav.* 729,36. *Cels.* 807,47. *Pomp.* 102,1. 209,3. 393,4. 10. 533,20. 541,12. 720,27. 32. 730,22. 532. *Afr.* 31,32. 753,33. *Gai.* 288,28. 405,20. 478,36. III, 211. *Seave.* (*Trib.*?) 772,33. *Pap.* 767,37. 799,35. 193,48. *Ulp.* 117,12. (*Trib.*?) 20. 21. 161,24. 190,7. 203,33. 208,18. 311,20. 22. 338,24. 21. 401,11. 37. 38. 402,2. 403,34. 409,31. 410,31. 415,13. 470,3. 482,38. 503,31. 22. 504,2, 38. 507,37. 549,20. 22. 559,36. 578,9. 11. 579,8. 608,40. 610,32. 612,12. 795,40. 806,19. 807,38. 271,34. 551,34. 613,12. 13. 657,13. 958,14. 17. *Paul.* 103,31. 206,34. 209,35. 288,4. 315,21. 334,31. (*not. ad Lab.*) 421,40. 509,18. 528,36. (*not. ad Lab.*) 558,28. 673,1. 683,31. 723,30. 727,12. 17. = *rat.* 94. 805,40. 293,43. 294,1. 588,5. 820,55. *Marcian.* 373,22. 771,4. *Mod. coll.* 10,2. 1. 2. 3. 4. *cf. Cels.* 478,12. *Ulp.* 347,13. 760,1. *Paul.* 953,38. a fraude: *Afr.* 186,33. *Pap.* 210,12. 767,19. *Paul.* II, 16. a luxuria: *Marcian.* (771,4). — 2) a custodia: et dolum et culpam et diligentiam et custodiam in totum me praestare debere *Ulp.* 403,28. *cf. Afr.* 754,3. 409,31. 471,34. \curvearrowright a diligentia: culpa (*scil.* socii) non ad exactissimam diligentiam dirigenda est *Gai.* 511,6. praestando dolum, culpam et quantum in suis rebus diligentiam *Ulp.* 795,40. *cf.* 402,4. (403,28). 958,13. \curvearrowright a negligentia: culpa negligentiaeque servi *Ulp.* 760,1. *cf.* 813,3. *Caes.* *Paul.* 263,20. *Marcian.* 178,6. — 3) a casu: si quidem fortuitus casus incendii causam intulerit, non praestabit periculum locator: si vero culpa locatoris, quam praestare necesse est, damnum fecerit, tenebitur *Ulp.* 560,1. *cf. Afr.* 293,11. 329,11. *Gai.* 640,7. *Ulp.* 471,36. 958,35. \curvearrowright a loci iniquitate: propter loci iniquitatem aut propter culpam mulionis *Ulp.* 276,12. \curvearrowright a periculo: videndum est, quid veniat in commodati actione, utrum dolus an et culpa an vero et omne periculum *Ulp.* 401,37. *cf. Iul.* 677,22. (*Trib.*?) 24. *Ulp.* 401,1. 402,4. *Paul.* 575,36. *rat.* 101. \curvearrowright a vi maiore: venit autem in hac actione (*scil.* pigneraticia) et dolus et culpa ut in commodato: venit et custodia: vis maior non venit *Ulp.* 409,21. *cf.* 958,35. *Paul.* 228,43. 412,12. — II. *Culpae* vis ac significatio. A. generaliter. 1) = causa. fogaie culpam praestare *Ulp.* 403,11. non interrogationis culpa fuit, si amplius dixerit *Hadr.* *Ulp.* 841,36. machinae culpa aliquid factum est *Ulp.* 402,30. damni culpam dare *Paul.* 291,2 (*corr.*?). — 2) = iniuria. iniuriam autem hic (*i. e.* in lege Aquilia) accipere nos oportet non quemadmodum circa iniuriarum actionem contumeliam quandam, sed quod non iure factum est, hoc est contra ius, id est si culpa quis occiderit *Ulp.* 278,22. *cf.* 280,17. 18. 612,26. 771,14. 773,33.

Paul. 967,12. culpam enim penes eum, qui prior flagello percussus, residere *Afr.* 292,22. quae enim in eo (*scil.* furioso) culpa sit, cum suae mentis non sit? *Ulp.* 278,26. \curvearrowright non videtur levis culpa contra iuris auctoritatem mandatum tutelae officium detractare *Pap.* 767,32. arma alienae grave crimen est et ea culpa desertionis exaequatur *Paul.* 897,7. *cf.* 7. in eo ipso culpa tua praecessit, quod omnino vi deiecasti aut vi aut clam fecisti *Paul.* 588,3. tormentis apud praesidem subiectus et de nulla culpa confessus ad iustam libertatem perducere potest *Paul.* IV, 12, 3. \curvearrowright culpa mulieris matrimonium dissolutum *Marcell.* 725,16. *cf. Pomp.* 652,36. *Pap.* 199,7. 806,51. 807,38. *Ulp.* 129,7. 688,34. 721,37. 722,2. VI, 10. *rat.* 120. *Paul.* 726,12. 25. 27. *rat.* 107. — 3) = negligentia. a) quo modo culpa appareat. magna negligentia culpa est *Paul.* 953,38. *cf. Gai.* 511,5. culpam esse, quod cum a diligente provideri poterit, non esset provisum *Paul.* 288,15. *cf. Gai.* 566,8. *Ulp.* 287,10. si omnia, quae oportuit observavit... caret culpa *Paul.* 288,10. culpa caret, qui scit, sed prohibere non potest *Paul.* 960,3. \curvearrowright an culpa, quod ad stipulationem attinet, in faciendo accipienda sit, non in non faciendo? *Paul.* 664,46. \curvearrowright praeceptoris nimia saevitia culpae adsignatur *Paul.* 279,4. \curvearrowright culpa est immiscere se rei ad se non pertinenti *Pomp.* 959,12. \curvearrowright illam quod culpam me praestaturum aio, quod cum elegissem, qui eiusmodi damno te adficeret *Lab.* 573,12. domini culpa in hoc erat, quod non idoneum servum rei communi applicuerit *Pomp.* 320,4. culpam etiam eorum quos induxit praestet suo nomine, etsi nihil convenit, si tamen culpam in inducendis admittit *Ulp.* 560,28. (*Trib.*?) 28. culpa non intellegitur, si navem petitam tempore navigationis trans mare misit, licet ea perierit: nisi si minus idoneis hominibus eam commisit *Paul.* 203,36. *cf. Gai.* 566,7. 642,18. *Ulp.* 163,1. 579,3. 612,36. *Mod.* 802,12. — b) quatenus vis ac potestas culpae extenditur. culpa abest, si omnia facta sunt, quae diligentissimus quisque observaturus fuisset *Gai.* 566,8. Celsus etiam imperitiam culpae adnumerandam scripsit: si quis vitulos ascendens vel sarcinendum quid poliendamve conduxit, culpam cum praestare debere, et quod imperitia peccavit, culpam esse: quippe ut artifex conduxit *Ulp.* 560,36. 17. 18. *cf. Gai.* 964,38. nec videtur iniquum si infirmitas culpae adnumeretur, cum affectare quisque non debeat, in quo vel intellegit vel intellegere debet infirmitatem suam alii periculosam futuram *Gai.* 279,38. culpae ipsius et illud adnumeratur, si propter inimicitias

cius vicinus arbores exciderit *Gai.* 565, 40. — **B. Culpa gradus.** 1) culpa omnis *Ulp.* 347, 11. (612, 26). levis *Ulp.* 14, 4. *Mod.* 499, 19. levissima *Ulp.* 290, 32. — 2) culpa in concreto. culpa (socii) non ad exactissimam diligentiam dirigenda est: sufficit etenim talem diligentiam communibus rebus adhibere, qualem suis rebus adhibere solet *Gai.* 511, 4. cf. *Ulp.* 795, 40. *Paul.* 673, 1. — 3) culpa lata. lata culpa est nimia negligentia *Ulp.* 952, 36. latae culpa finis est non intellegere id quod omnes intellegunt *Paul.* 953, 33. ~ lata culpa dolo comparabitur *Ulp.* 347, 12. dolum accipere debemus et culpam latam *Ulp.* 271, 34. cf. *Ulp.* 482, 26. 531, 37. 612, 26. 236, 35. 613, 13. *Paul.* 820, 35. (953, 33). *Marcian.* 771, 4. culpa gravior *Mod.* 499, 13. latior *Cels.* 478, 12. magna *Paul.* 953, 33. nimia *Cels.* 801, 11. dolo proxima *Ulp.* 61, 4. 338, 34. 807, 22. 14, 4. 236, 35. 613, 4. 760, 1. *Marcian.* (771, 4). — **III. Sequuntur loci per casus dispositi (loci repetuntur).** **A. Nominat.** culpa abest *Lab.* 573, 10. *Proc.* 523, 32. *Pomp.* 720, 32. *Gai.* 566, 4. *Ulp.* 117, 22. 403, 7. 9. 612, 33. 224, 7. 739, 33. *Paul.* 392, 22. contingit aliquem *Paul.* 856, 7. damnum facit *Ulp.* 560, 11. est *Afr.* 753, 33. (damnosa). ~ (mandantis). *Ulp.* 278, 36. (in aliquo). 280, 17. 18. 294, 16. (penes aliquem). 338, 31. et *Marcian.* 771, 4. (dolo proxima). cf. *Aff.* 568, 3. *Cels.* 478, 12. *Pomp.* 320, 4. 959, 18. *Had.* *Ulp.* 841, 35. *Ulp.* 560, 10. 952, 35. *Paul.* 288, 15. 953, 33. 967, 13. coll. 2, 5, 1. (*suppl. ex Inst.*). intercedit *Afr.* 754, 3. *Paul.* 678, 33. intervenit *Pomp.* 406, 28. *Afr.* 326, 10. *Gai.* 640, 7. *Ulp.* 402, 8. 482, 26. 13, 35. *Paul.* 665, 13. non patitur negligere creditorem *Ulp.* 411, 36. praebnit damnus *Ulp.* 500, 28. praecedit *Paul.* 588, 3. procedit ab aliquo *Pap. rat.* 121 (*suppl.*). repraesentat dolum *Ulp.* 760, 1. residet penes aliquem *Aff.* 292, 21. venit *Ulp.* 503, 36. in actione *Ulp.* 401, 37. (commodati). 409, 21. (pignoratitia). in interdicto quod vi aut clam *Ulp.* 609, 13. in iudicium *Pomp.* 209, 5. in lego *Aquilia* *Ulp.* 290, 33. in restitutionem *Ulp.* 613, 13. 13. videtur *Pap.* 767, 33. — **B. culpam accipere** *Ulp.* 612, 26. 271, 35. *Paul.* 664, 35. 820, 35. (pro dolo). admittere *Ulp.* 401, 11. (*Trib.*?) 560, 28. 13, 35. *Paul.* (103, 21). *Mod.* 765, 29. aestimare *Pap.* 106, 15. 581, 35. *Ulp.* 14, 4. (609, 13). arguere *Paul.* 535, 14. coercere *Ulp.* 837, 34. (*consult.*) coll. 1, 11, 2. (*ex com.*). comparare dolo *Ulp.* 347, 12. continere *Ulp.* (*Trib.*?) 613, 4. contrahere *Pap.* 105, 11. convenire *Pap.* 767, 37. dare *Paul.* 291, 2. (*corr.*), debere *Aff.* 568, 4. *Ulp.* 551, 35. deducere *Ulp.* 190, 7. (in petitionem hereditatis). *Mod.* coll. 10, 2, 2. (in

fiduciae iudicium et in actionem rei uxoriae). 3. (in mandati iudicium). detegere *Pap.* 727, 35. deprehendere *Call.* 801, 11. *Marcian.* 456, 3. diudicare *Paul.* 665, 3. dirigere ad exactissimam diligentiam *Gai.* 511, 4. exequare desertioni *Paul.* 897, 4. excusare *Ulp.* 760, 1. exhibere *Ulp.* 401, 41. exigere ab aliquo *Pomp.* 720, 29. *Paul.* 288, 19. *Mod.* 499, 13. imputare *Paul.* 596, 20. 897, 7. intellegere *Paul.* 203, 35. levare vel onerare *Marcus et Comm. Macer* 36, 34. multare *Marcell.* 725, 19. obicere *Gai.* 489, 13. praestare *Lab.* 573, 12. *Iae.* 729, 36. *Iul.* 677, 23. (*Trib.*?) 21. *Pomp.* 102, 4. 541, 12. 719, 22. 720, 37. 730, 22. *Afr.* 31, 11. 22. *Gai.* 405, 29. *Pap.* 678, 35. *Ulp.* 61, 4. 161, 24. 347, 11. 401, 34. 41. 402, 2. 4. 403, 12. 14. 28. 404, 11. (411, 36). 469, 37. 470, 2. 471, 36. 503, 31. 22. 36. 549, 20. 22. 560, 17. 25. (*Trib.*?) 28. 578, 9. 11. 579, 9. 795, 40. 386, 30. 613, 3. 4. 740, 8. *Paul.* 296, 36. 306, 21. 315, 21. 412, 12. 502, 15. 509, 11. 575, 26. 673, 1. 683, 24. 805, 40. 388, 1. cat. 101. *Mod.* coll. 10, 2, 1. promittere *Pap.* 678, 35. punire *Gai.* 111, 202. *Paul.* 288, 4. 372, 36. recipere *Ulp.* 958, 13. 13. remittere *Pap.* 193, 18. 678, 35. repromittere *Ulp.* 766, 35. revocare in obligationem *Paul.* 103, 31. sarcire *Paul.* 11, 18, 2. tenere *Gai.* 478, 35. (cum ea lege etiam culpa teneatur). ~ ad culpam rem dirigere *Lab.* 558, 28. ~ extra culpam esse *Iul.* 334, 3. ~ ob culpam condemnari *Pomp.* 776, 37. *Pap.* 800, 7. in litem iurare *Marcian.* 373, 35. pati uxorem delinquere *Ulp.* 813, 3. teneri *Gai.* 560, 27. 642, 10. ~ per culpam aliquid praetermittere *Scaev.* (*Trib.*?) 772, 35. mori *Marcian.* 178, 4. ~ propter culpam condemnari *Mod.* coll. 10, 2, 4. quadrupes in aliquem onus overtit *Ulp.* 276, 12. retinere dotem *Marcell.* 725, 11. teneri *Paul.* 186, 37. ~ ultra culpam teneri *Pomp.* 393, 10. in actionem venire *Paul.* 387, 36. — **C. Genetiv.** culpae aestimatio fit *Gai.* 405, 29. capax *Ulp.* 743, 35. causa condemnari *Pap.* 767, 19. experts *Pomp.* 773, 12. finis *Paul.* 953, 33. mentio *Ulp.* 294, 16. modus *Had.* *Ulp.* coll. 1, 11, 3. *Call.* 770, 13. 801, 13. *Mod.* 802, 13. nomine condemnari *Gai.* 207, 19. *Pap.* 767, 34. nomine teneri *Gai.* 279, 36. 511, 8. *Ulp.* 163, 1. *Paul.* 315, 31. 690, 7. 224, 35. 664, 35. periculo subici *Pap.* 768, 3. quaestio *Pap.* 768, 6. rationem reddere *Ulp.* 193, 5. 236, 29. reus *Gai.* 207, 11. 279, 35. 642, 13. *Paul.* 288, 7. *Mod.* 802, 13. succedaneus *Ulp.* 807, 29. suspicio *Ulp.* (*Trib.*?) 474, 15. — **D. Dativ.** culpae adnumerare *Gai.* 279, 35. 565, 40. 964, 35. *Ulp.* (*Cels.*) 560, 15. adscribere *Marcus et Comm. Macer* 36, 36. *Mod.* 802, 13. assignare *Pap.* 279, 6. imputare *Scaev.* 468, 35. — **E. Ablat.** culpa accidit aliquid *Iul.* 724, 17. *Gai.*

566,7. 111, 211. *Ulp.* 504,2. *Paul.* 447,31. male accipi *Ulp. (consult.) coll.* 1, 11, 2. adhibere *Ulp.* 612,28. admittere *Pomp.* (774,47). *Ulp.* 500,31 (aliquem). 531,37 (aliquid). amittere *Iul.* 345,57. *Pomp.* 328,21. 623,28. 774,4 (corr.?). *Pap.* 210,12. 5 *Paul.* 186,36. 263,30. *Mod.* 802,51. capit damnum res communis *Afr.* 329,14. carere *Maecian.* 208,3. *Call.* 902,14. *Ulp.* 284,16. 415,18. 473,16. (*Trib.?*) 560,36. 561,8. 236,58. 657,43. *Paul.* 288,10. 960,3. causa cadere *Pap.* 718,11. cavere non curare *Ulp.* 482,37. 807,9. condemnari *Scaev. (Trib.?)* 541,58. *Ulp.* 765,7 (minoris). contingit *Ulp.* 375,25. 402,21. 504,12. 17,8. *Paul.* 209,35. contrahi perperam *Pap.* 799,35. corruptum *Ulp.* 563,27. dare hereditatis partem sub condicione *Iul.* 895,6. dare damnum *Gai.* 288,28. *Ulp.* 278,21. 390,13. 762,7. 771,14. 779,35. homo decedit *Ulp.* 612,31. deesse *Antonin. Marcell.* 112,22. homo demoritur *Ulp.* 612,31. desinere *Pomp.* 773,37 (possidere). *Ulp.* 507,37 (facere posse). *Paul.* 294,1 (habere). dirimitur matrimonium *Pap.* 806,51. dirimuntur nuptiae *Ulp.* 721,37. dissolvitur matrimonium *Marcell.* 725,16. *Ulp.* 722,2. mulier divertit *Ulp.* 129,7. divortium fit *Pomp. (stip.)* 652,38. *Pap.* 807,38. *Ulp.* VI, 10. *vat.* 120 (*suppl.*). *Paul.* 726,12. divortium intercessit *Paul. vat.* 107. non emitur res *Ulp.* 504,36. evagator ignis *Sever. Ulp. coll.* 12, 7. 6. everitur aliquid *Paul.* 228,45. 11, 16. non exigere pecuniam *Iul.* 678,19. facere aliquid *Pomp.* 686,8. *Ulp.* 311,22. 561,31. 236,58. *Paul.* 487,29. 628,19. facere deteriore *Ulp.* 404,6. 7. 612,12. *Maecian.* 588,16 (habitationem). fit aliquid *Afr.* 292,23. 293,7. 11. *Iac.* 293,33. 729,30 (seditio). *Cels.* 807,17. *Pomp.* 774,1. 14,13. *Gai.* 478,33. *Ulp.* 287,10. 17. 311,30. 402,30. 410,30 (furtum). 608,16. 35 *Paul.* 31,16 (incendia). *not. ad Lab.* 558,22. *Mod.* 362,35. fit deterior *Ulp.* 610,22. 612,14. *Paul.* 528,36. fugit homo *Ulp.* 622,34. intercidit legatum *Paul.* 111, 6, 9. negligere emere *Ulp.* 482,36. occidere *Ulp.* 278,22 = *coll.* 7, 3, 4. non paret servus *Ulp.* 13,55. pati *Afr.* 394,19 (damnum). *Ulp.* 609,31 (detrimendum). *Paul.* 400,38. perdere item *Maecian.* 272,2. perit lis *Paul.* 73,3. perit res *Ulp.* 14,3. 740,3. *Paul.* 751,55. perierunt uniones *Ulp.* 632,39. quid non pervenit ad emptorem *Ulp.* 609,37. praebere causam iniustae damnationis *Paul.* 695,38. nuntium remittere *Pap. vat.* 262. respondere *Ulp.* 338,21. minus solvere *Afr.* 186,33. subripitur aliquid *Ulp.* 739,57. 740,7. *Paul.* 758,13. sufferre litis aestimationem *Ulp.* 304,15. vacare *Iul.* 807,31. minoris venit res *Paul.* 689,11. vernari *Ulp.* 806,19. uri *Ulp.* 236,38. ~ de culpa agi *Paul.* 288,15. cavere *Ulp.* 208,18. *Paul.* 723,30.

condemnari *Mod. coll.* 10, 2, 1. confiteri *Paul.* IV, 12, 3. ~ ex culpa recte conveniri *Pap.* 768,36. iusurandum deferre *Ulp.* 373,37. damnum fit *Paul.* 645,13. damnum quis sentit *Pomp.* 969,3. reus fit 550,38. tenetur *Pap.* 768,36. ~ in culpa est aliquis *Afr.* 540,37. *Pomp.* 406,29. est lusus noxius *Paul.* 280,14. aestimatio est *Pomp.* 756,59. ~ sine culpa adest aliquis *Paul.* 206,11. accidit aliquid *Gai.* 405,20. *Ulp.* 958,21. *Paul.* 488,19. amittere possessionem *Paul.* 588,3. conlabitur villa *Ulp.* 719,12. committere damnum *Gai.* 111, 211. consumitur res *Paul.* 663,3. decedit servus *Ulp.* 148,22. decipi *Marcell.* 113,2. demoritur servus vel animal *Ulp.* 203,33. deperierunt corpora vel deteriora sunt facta *Maecian.* 208,54. desiit in rebus humanis esse *Paul.* 721,11. desiit cautum esse *Paul.* 725,57. desiit declinare venditor *Paul.* 535,18. mulier divortit *Ulp.* 688,24. *Paul.* 726,27. divortium fit *Pap.* 199,7. *Paul. (stip.)* 726,22. evincitur res *Ulp.* 559,36. *Paul.* 727,11 = *vat.* 94. exigere pecuniam quis non potest *Paul.* 727,12. facit vitium navis *Paul. not. ad Lab.* 422,6. fit aliquid *Paul. not. ad Lab.* 421,10. fit melior vel deterior (fundus) *Pap.* 701,3. *cf. Maecian.* (208,36). fieri non potest incendium *Afr.* 540,25. 36. fugit servus *Ulp.* 622,28. in fuga est *Ulp.* 117,21. 609,1. 13,58. mittitur quis in possessionem *Paul.* 50,20. interit res *Pomp.* 393,3. *Maecian.* 208,57. moritur servus *Pomp.* 617,19. *Pap.* 717,3. *Ulp. (Trib.?)* 117,20. 585,1. *Paul.* 206,3. 334,21. *Maecian.* 35,1. mortem obit *Ulp.* 550,7. perdere *Pomp.* 533,20. *Afr.* 456,12. 11. *Marcell.* 712,33. (*corr.?*). *Ulp.* 359,19. perit res *Pomp.* 5,58. *Afr.* 431,38. *Ulp.* 117,12. 161,23. 579,6. 14,3. *Paul.* 102,16. 206,34. 293,41. 43. 654,57. praeterit dies *Ulp.* 504,37. proripere se potest equus *Marcell.* 885,55 (equitis). solvere *Pap. (Trib.?)* 379,20. stipulari non posse *Paul.* 388,3. subripi *Pap.* 757,3. *Ulp.* 739,38. vendere *Ulp.* 410,31. vulneratur servus *Pomp.* 774,3.

V.

culpo. culpandus *Ulp.* 598,22. culpanda saevitia in propriis (servis) in alienis coerenda *Ulp.* 723,17.

cultellus. gula praecisa adiecto (adacto *Mo.*)
cultello *Ulp.* 280,17.

cultor. arrepto cultro de tabernia Ianionis filiam interfecit *Pomp.* 6,23. cultros instrumento (Ianionis) relinquitur *Paul.* 129,33.

cultor. miles vel agri cultor et forensium rerum experts vel alias simplicitate gaudens et desidia deditus (indebitum queritur) *Paul.* 647,19. ~ cultores agrorum ~ deferre utensilia in civitatem iussit *Call.* 926,55. ~ cultorum cibaria *Ulp.* 125,38.

libera esse iussa *Ulp.* 430,16 (auccilla c. filius). militare *Pap.* 899,23. miscere se comparationibus (frumentis) *Paul.* 905,1. mlti *Scaev.* 670,36. *Ulp.* 307,41 (in possessionem). *Paul.* (308,36). monstrare *Ulp.* 700,21 (imperator noster c. divo patre). numerari *Ulp.* 557,36. obligari *Ulp.* 723,34 (secum). optinere hereditatem *Paul.* (180,38). deducta est mulier ad divum Hadrianum *Gai.* 171,33 et *Paul.* 198,25 (c. quinque liberis). perire *Iav.* 175,36 et *Gai.* 175,39 et *Pap.* 691,2 (naufragio). *Tryph.* 172,36 (bello). (π). 51. 34. *Ulp.* (235,3). *Paul.* (175,3). *Marcian.* (174,39). perseverare in matrimonio *Pap.* (test.) 199,8. pervenire ad civitatem Romanam *Gai.* I, 95. possidere *Ulp.* 197,31 et 893,28 (hereditatem). (270,33). 308,8. *Paul.* 895,28 (hereditatem). prohibere *Ulp.* 763,10 (imp. Antonius c. patre). promittere pecuniam *Pap.* 700,43 (emptor c. delegante venditore). provident *Ulp.* 860,13 (imp. noster c. divo patre suo). puniri *Paul.* V, 21, 3. quærere *Ulp.* 101, 3, 1 (c. iudicibus). portio quaerenda est ei c. ceteris creditoribus *Pap.* (557,13). recidere in potestatem *Mod.* (23,39). recipere (arbitrium) *Ulp.* 150,15. redire *Ulp.* 365,13. 369,7. 370,13. redimi *Tryph.* 889,37. remitti *Macer* (801,30). rescripsi *Call.* 766,22. 469,34. *Tryph.* 793,7. *Ulp.* 32,8. 350,39. 367,31. 381,28. 411,34. 560,6. 12. 564,16. 700,3. 28. 716,22. 760,11. 777,32. 783,16. 868,40. 20,13. 134,36. 443,1. 445,13. 16. 33. 537,16. 702,36. 703,2. 771,6. 841,4. 13. 881,39. 913,1. 921,9. 926,33. 927,8. *rat.* 200. 222. 234. 238. *Paul.* 901,25. 963,7. *Mod.* 786,10. 913,33. rescripserunt *Ulp.* 671,7 (divus Marcus et imperator noster cum patre rescripserunt). retineri *Paul.* coll. 16, 3, 9. reverti *Iul.* 421,36. *Marcian.* 892,13. significavit *Paul.* 794,8 (imp. Antoninus c. divo patre). temperavit rem *Call.* 829,33 (divus Marcus c. fratre suo). teneri *Ulp.* 655,8. vendere *Iul.* (559,37). venire ad bon. possessionem *Dir. Fr. Ulp.* (295,36). *Ulp.* 282,17. (346,13. 371,11). vocari *Ulp.* 427,9 (in tribunal). *Paul.* coll. 16, 3, 9 (ad intestati patris successionem). uti *Scaev.* (113,11). *Ulp.* 245,2. (16). *rat.* 86. —

b) additum nominibus rem significantibus. ager enim aedificio 'fundus' dicitur *Flor.* 952,12. abest nuda possessio cum suis fructibus *Paul.* 118,36. servitutes per se nusquam longo tempore (usu?) capi possunt, cum aedificiis possunt *Ulp.* 519,33. committitur adulterium cum incesto *Pap.* 814,13. comparari volo militiam cum introitu *Scaev.* (test.) 100,33. concedi volo domum meam cum horto applicito *Scaev.* (test.) 81,37. non oportet ornamenta cum corporibus condi *Ulp.*

351,38. lacertas cum muria sua contineri *Ulp.* 137,32. quod . . nomine usurarum cum sorte datur *Scaev.* 773,11. danda est accessio cum eo, quod apud pupillum fuit *Ven.* 630,34. cf. *Afr.* 629,18. debetur carrucha dormitoria cum mulis *Scaev.* 150,13. vinum cum vasis *Ulp.* 122,11. deducitur furti aestimatio cum furti poenis *Ulp.* 439,36. deductae usurae dotis in stipulatum cum dote *Pap.* 683,8. distrahitur servus cum peculo *Ulp.* 517,15. 16. donatur servus c. praediis *Paul.* (516,14). exigitur sors cum usuris *Mod.* 808,7. exsolvitur cum altero tanto, quod illicite exactum est *Paul.* 405,16. insultat culleo cum cane, gallo et vipera et simia *Mod.* 822,34. legatur Dio cum fundo *Iul.* 173,35. fundus cum his quae ibi erunt *Pomp.* 86,44. cf. *Ulp.* 840,22. fundus cum domo *Marcian.* 32,39. fundus cum instrumento *Pomp.* 128,43. *Ulp.* 840,21. 127,11. 12. 14. *Paul.* 124,16. 131,35. III, 6, 48. fundus cum mancipiis *Paul.* III, 6, 52. penum cum vasis *Paul.* 138,38. servus cum vicariis suis *Gai.* 133,36. servi cum peculo *Paul.* 15,38. vinum cum vasis (cadis) *Proc.* 122,30. 123,43. *Ulp.* 122,13. misum est decretum civitatis cum ipsa epistula *Mod.* 906,44. perierunt merces cum nave *Lab.* 421,35. pertinet ad aliquem instrumentum cum mancipiis *Scaev.* 132,38. id praedium cum ceteris *Scaev.* 80,12. praedium cum taberna *Scaev.* (test.) 83,8. proprietates cum parte dimidia usufructus *Iul.* 232,30. perveniunt pascua c. fundo *Scaev.* (131,16). possidentur non per se tegulae, sed cum universitate aedificii *Ien.* 605,37. praelegatus cum peculo *Scaev.* 318,27. praestari cum re empti *Ulp.* 549,19. usufructus cum aditu *Ulp.* 241,8. quadruplatur cum fructibus et omni causa *Ulp.* 117,3. reddantur, restituantur praedia cum instrumento *Scaev.* (stip.) 81,19. redeunt ad heredes praedia cum redditibus *Pap.* 110,13. relictae tunicae singulares cum palliis *Scaev.* 156,36. restituitur id, quod ex administratione rerum apud maritum rescisse constiterit, cum ceteris bonis *Scaev.* 221,38. quod de frumentaria ratione in alium usum conversum est, cum incremento debito *Ulp.* 922,33. decem cum usuris quineuncibus *Scaev.* 146,3. fructus cum dote *Paul.* 641,29. pars hereditatis cum fructibus *Iul.* 239,36. pretia fructuum cum usuris *Pap.* 180,36. quantitas cum usuris licitis *Ulp.* 73,17. cf. *Gai.* (211,36). retineri possunt reliqua cum peculo *Scaev.* 164,1. solum est non omne pretium cum usuris *Scaev.* 674,33. venit aliud cum eo, quod in diem addictum erat *Iav.* 529,31. fundus cum instrumento *Ulp.* 613,40.

servus cum peculio *Pap.* 466, 35. *Ulp.* 517, 12.
613, 31. —

2) idem valet quod 'et' cum accusativo.

a) additum nominibus hominem designantibus.

accusare *vid. s. I E 3) a) pag. 1087, 42.* deprehendere uxorem cum adultero *Paul.* 11, 26, 5; 6 = *coll.* 4, 12, 4; 5. adulterum cum filia *Paul.* 11, 26, 1 = *coll.* 4, 12, 1. facere emancipatos participes bon. paternorum cum his, qui sunt in potestate *Ulp.* 291, 35. heredes scribere liberos cum uxore *Paul.* 65, 35. manumittere ex se natum cum matre *Ulp.* 891, 1. praetor ventrem in possessionem mittit cum his, quibus possessionem dederit *Ulp.* 304, 14. occidere adulterum cum filis *Pap.* 810, 15. peremere spem animantis cum gravida *Marcell.* 356, 25. redimere ancillam cum filiis *Scæv.* 451, 4. relinquere extraneum heredem cum liberis suis *Gai.* 111, 70. —

b) additum nominibus rem significantibus.

si quis fundum . . legaverit et adiecerit cum suppellectili vel mancipiis vel una aliqua re *Ulp.* 128, 33. quod adiecit testator 'uti possedi' an hoc significat 'sicut instructa in diem mortis habuit', id est cum mancipiis pecoribus instrumento rustico? *Scæv.* 131, 35. adferre cum damno iniuriam *Ulp.* 291, 19. administrare legiones cum suis auxiliis ab imperatore commissas *Ulp.* 82, 21. id quod contulit aut solum aut cum poena auferet *Ulp.* 505, 12. capere bona cum fructibus inventis in hereditate *Pap.* 853, 44. commodare servum cum lance *Ulp.* 403, 11. consequi cum usuris, quantum ex tutela ad tutorem defunctum pervenerat *Scæv.* 773, 1. pecuniam cum usuris *Ulp.* 801, 25. quadruplum vel simplicem cum fructibus *Paul.* 118, 32. continere poenae . . damnatum cum infamia *Ulp.* 847, 3. dare fundos instructos cum suis villicis et reliquis colonorum *Scæv.* 130, 37 (per praeceptionem). fundum cum aliis rebus *Mod.* 681, 22 (doti). de praedia cum praetorio *Pap.* (test.) 96, 41. de lego fundos cum dotibus et reliquis colonorum et saltuariis *Scæv.* (test.) 130, 33. dari volo fundum cum taberna *Scæv.* (test.) 80, 18. fundum cum vilico suo et contubernali eius et filiis *Scæv.* (test.) 85, 13. fundum cum instrumento et his quae in eodem erunt *Scæv.* (test.) 131, 18. fundum cum omnibus rebus et mancipiis et reliquis colonorum *Scæv.* (test.) 132, 18. tunicas tres cum palliolo *Scæv.* (test.) 156, 37. debere summam cum usuris *Afr.* 490, 21. *Pap.* 683, 6. distrahere praedia cum mancipiis *Mod.* 586, 22. donare praedia cum servis *Pap.* 516, 13. emere cum tota re etiam nostram partem *Ulp.* 528, 18. servum cum peculio *Afr.*

553, 18. peculium cum servo *Gai.* (443, 21). excipere servum cum peculio *Ulp.* 532, 36. expensam facere pecuniam cum usuris *Scæv.* 773, 31. habere domus cum omni instrumento et repositis omnibus *Paul.* (test.) 97, 36. praecipuum dotem cum suis fructibus *Ulp.* 117, 12. moram cum sumptu *Scæv.* (Trib.) 195, 36. partem (proprietas) cum usufructu *Ind.* 239, 39. proprietatem cum partis usufructu *Ulp.* (test.) 80. habere volo fundos cum reliquis colonorum et apotheca *Scæv.* (test.) 130, 35. tibi (sibi) habeto (praecipito, sumito) agellum cum instrumento et his, quae in eodem erunt *Scæv.* (test.) 132, 35. *cf. Paul.* (test.) 97, 16. 16. 18. 155, 1. legare domum instructam cum omnibus adfixis *Paul.* 130, 14. domum cum iure suo omni et instrumento et suppellectili *Mod.* 141, 4. fundum cum instrumento *Lab.* 124, 35. *Iav.* 124, 37. *cf. Scæv.* 84, 42. 98, 5. 170, 13. borreum vinarium cum vino et vasis et instrumento et instilioribus *Scæv.* 125, 3. praedictum cum taberna *Scæv.* 85, 7. praedia cum servis et ceteris rebus et quidquid ibi esset *Scæv.* 450, 16. *cf.* 124, 37. 131, 1. 3. 132, 16. servos cum peculio *Proc.* 122, 31. *Ulp.* 450, 29. 29. tabernam cum caenaculo cum mercibus et instrumento etc. *Scæv.* 125, 1. 2. *cf. Pap.* 96, 43. vinum cum vasis *Proc.* 123, 35. unionem cum hyacinthis *Marcell.* (test.) 149, 7. acil. lego: fundum cum instrumento *Lab.* 124, 34. *cf. Paul.* 129, 42. *Mod.* 43, 5. fundos cum suis salictis et silvis *Scæv.* 132, 11. villam cum suppellectili mensis mancipiis *Paul.* 130, 16. de lego *vid. s. darc.* perdere nummos cum statulibero *Ulp.* (457, 35). praecipere o. s. ubi habeto *Ind.* 11. praelegare domum obligatam cum instrumentis et quicquid ibi fuerit *Scæv.* 221, 13. praedia cum servis *Scæv.* 449, 34. Stephanum cum peculio *Scæv.* 318, 25. praestare fideicommissum cum incremento *Pomp.* 47, 11. pretia cum usuris *Paul.* 1, 134, 2. recipere pecuniam cum usuris *Ulp.* 484, 25. pecuniam cum certa quantitate *Ulp.* 504, 22. pretium cum usuris *Scæv.* 138, 7. 674, 36. sortem cum usuris *Ulp.* 504, 31. *Paul.* 644, 10. 10. reddere cum fructibus *Pap.* 246, 16. decem cum usuris *Mod.* 642, 30. fundum cum fructibus *Paul.* 133, 30. relinquere fundum cum stabulo et instrumento rustico omni *Scæv.* (test.) 131, 13. restituere, quod extrinsecus ei relictum est, cum fructibus *Ulp.* 117, 13. hereditatem cum incremento *Gai.* (Trib.) 249, 33. *cf. Pap.* 179, 3. cum parte hereditatis eius quoque, quod dotis nomine datum erat, partem *Sever.* 249, 5. cum ceteris hanc quoque pecuniam *Pomp.* 465, 34. pecuniam cum usuris *Paul.* 394, 35. praedia cum fructibus *Gai.* 134, 15. regionem cum

omnibus, quae ibi erunt, et mancipiis rusticis vel urbanis et acribus *Scaev.* 84, 36. rem cum fructibus *Paul.* 496, 20. residuum cum fructibus *Ulp.* 117, 11. superfluum pretii cum usuris *Pap.* 413, 42. solvere reliquum pretium cum usuris *Scaev.* 674, 34. totum cum altero tanto *Call.* 877, 39. summo *vid. s. tibi habeto. vendere servum cum peculio* *Iul.* 552, 20. *Ulp.* 120, 27. 440, 32. 445, 10. 453, 32. vinum cum amphoris et cadis *Proc.* 123, 44. vindicare fundum (praedium) cum fructibus *Paul.* 811, 42. *Mod.* 43, 7. ~ ad libellum rei cum litteris (praesidis) missum rescripsit princeps *Ulp.* 828, 32. —

3) idem valet, quod 'et' cum Genetivō. secundum rescriptum imperatoris nostri cum patre *Ulp.* 708, 29. ~ indemnitas debiti frumentariae pecuniae cum suis usuris *Ulp.* 922, 35. donatio eius cum omni suo emolumento *Ulp.* 702, 4. offerenda pecuniae cum usuris facultas *Pap.* 595, 36. —

4) idem valet, quod 'et' cum Dativō. heredi cum postumo instituto reliquae partes adrescunt *Paul.* 880, 12. si quis leget: 'fundum Seianum heres meus Attio cum Dione Maevii servo dato', dubitatur quidem, Dioni quoque fundus legatus sit an Dio cum fundo legatus sit *Iul.* 173, 35. nihil distat, utrum ita legetur 'Titio et Maevio' an ita 'Titio cum Maevio' *Pomp.* 8, 38. *cf. Paul.* 233, 12. 'illi cum illo do' *Gai.* 465, 38 (perinde ac si ita scriptum esset 'illi et illi'). 'illi cum illo habitationem lego' *Alf.* 114, 3. *cf. Ulp.* 233, 10. *Paul.* 233, 11. 450, 14. *Marcian.* 32, 33. 36, 3. *cf. si repetierit legatum cum alio* *Ulp.* 15, 34. partes tertiae fundorum praelegatorum cum conlibertis eisdem *Scaev.* 257, 11. utrum portio cum ceteris heredis creditoribus ei quaerenda erit *Pap.* 557, 31. —

5) idem valet quod 'et' cum Ablativō. contentus esse debes fundo Semproniano cum suis inhabitantibus *Paul.* (test.) 94, 31. uti alii exceptionibus cum exceptione iurisiurandi *Paul.* (620, 39). ab imperatore nostro cum patre rescriptum *Ulp.* 760, 14. do lego fundos . . . cum . . . saltuariis cum contubernaliis suis et filiis et filiabus *Scaev.* (test.) 130, 38. ~ praediis datis cum reliquis actorum et colonorum *Pap.* 96, 37. excepta domu mea . . . cum omnibus, quae ibi sunt *Paul.* (test.) 64, 31. carnaria cum iunctura legata *Paul.* 111, 6, 91. domo cum omni iure suo legata *Ulp.* 128, 7. *Paul.* 111, 6, 58. fundo legato cum mancipiis et pecoribus etc. *Paul.* 131, 33 = 111, 6, 47. *cf. Call.* 953, 10. *Paul.* 124, 11. 133, 38. 111, 6, 43, 44. *Marcian.* 137, 33. domo relicta cum suppellectili *Ulp.* 127, 13. praediis cum his entheciis, quae in ea possessione sunt, relictis *Ulp.* 92, 38. —

B. Significat coniunctionem loci (saep̄ idem valet quod 'apud'). cum aliquo abesse rei publicae causa *Scaev.* 652, 2 (c. magistratu). ambulare *Alf.* 579, 22 (secum). comitem esse *Pap.* 39, 31 = *Ulp.* 564, 22. *Ulp.* 777, 39. cubare *Ulp.* 898, 38 (secum). esse *Lab.* (test.) 78, 37. 38 (Capuae). *Hadr.* *Ulp.* 897, 12 (in eodem conclavi c. domina sua). *Pomp.* 10, 17 (Romae c. studiosis). (test.) 183, 18. 31. *Scaev.* (test.) 139, 18. (test.) 144, 36. 648, 34. *Paul.* (test.) 412, 33. *Ulp.* 898, 9 (11). 12. 426, 3 (in villa c. praetore). 891, 6. 4. *Paul.* (test.) 434, 35. 111, 5, 3 (extra tectum c. domino). 6 (in itinere c. ocellis). *Mod.* 143, 14. habitare *Lab.* 78, 37. *Pomp.* 243, 23. *Scaev.* 112, 37. *Pap.* (249, 31). *Ulp.* 243, 8. 8. 9. 15. 16. 19. 21. 32. 21. 25. 26. 29. 36. *Paul.* 243, 26. morari *Plus Scaev.* 144, 33. *Scaev.* 73, 1. (test.) 105, 37. 144, 37. 146, 38. 147, 36. *Call.* 326, 12. *Ulp.* 19, 4. 384, 5. *Paul.* (test.) 196, 37. 31. 33. proficisci *Gai.* 327, 11 (peregre). *Scaev.* 104, 31. *Ulp.* 32, 11. vivere *Paul.* (test.) 156, 18. 946, 13. —

C. Significat coniunctionem temporis aut tam arcum duarum rerum vel personae et rei (iuris) inter se conexum, ut altera quocvis momento temporis trahat secum alteram. iniuriarum et actionum ex delicto venientium obligationes cum capite ambulat *Paul.* 139, 29. ambulat cum dominio boni possessio *Ulp.* 312, 34. quod datur personis, cum personis amittitur *Ulp.* 597, 34. artem cum pollice amisit *Ulp.* 282, 22. cum persona extinguitur beneficium *Paul.* 720, 2. personis data immunitas *Ulp.* 932, 10. *cf. s. alimenta cum vita finiri* *Ulp.* 76, 22. ius gentium cum ipso genere humano proditum est *Gai.* 487, 7. cum dominio pignus quaesitum est *Paul.* 808, 30. summa quae . . . aequae cum sorte translata sit aut transferri debuit *Scaev.* 773, 8. dando se in adrogandum testator cum capite fortunas quoque suas in familiam et domum alienam transfert *Pap.* 314, 1. cum proprietate ad heredem transisset (usus fructus) *Marcell.* 728, 14. transeunt cum eo (locatario), quae ei debebantur *Ulp.* 261, 33. id aequum cum ceteris hereditariis oneribus ad eum transit *Paul.* 104, 12. *cf. etiam simul cum pag.* 1087, 48 et secum *pag.* 1088, 17. —

D. significat coniunctionem quandam iuris. interium cum proprietate usum fructum esse *Iul.* 241, 26. ~ cum sua causa ad iudicari potest (res) *Ulp.* 311, 2. ceteros (12) locos *vid. s. causa pag.* 666, 40. ~ cum suis commodis militiam relinquat *Call.* 41, 14. ~ cum sua conditione ad crescit pars *Iav.* 190, 36. publicatur fundus *Paul.* 261, 22. restauranda est obligatio *Ulp.* 563, 30. ~ cum sua die restauranda est obligatio (si in

diem fuit) *Ulp.* 563,36. ~ cum omni emolumento res ad filium transit *Marcell.* 711,20. ~ utrum cum suo incremento an in simplum venit (actio in hereditatis petitionem) *Ulp.* 187,17. ~ cum omni iure suo legata domo *Ulp.* (128,4). *Paul.* (III, 6, 58). *cf. Mod.* (141,4). transit praedium cum suo iure *Paul.* 693,16. cum iure servitutium debiturum transferitur fundus *Ulp.* 493,13. ~ utrum cum sua natura veniant (hereditariae actiones in hereditatis petitionem) *Ulp.* 187,16. ~ cum onere fideicommissi id apud heredem remanet *Paul.* 177,34 (fideicommissum F). posteriori rem admitti *Ulp.* 366,38. legatum apud heredem remanere *Paul.* 826,30. cum onere legatorum fideicommissum restitui *Cels.* (*Trib.*?) 228,13. caduca cum suo onere fiunt *Ulp.* XVII, 3, 3. cum suo onere consequatur adcrecentem portionem *Ulp.* 51,3. fiscum succedere *Pap.* 180,38. vindicat hoc fiscus *Paul.* 191,31. cum suis oneribus fiscus hereditatem acquirit *Ulp.* 229,1. hereditas caduca fiet *Paul.* 903,11. ~ cum servitutibus transit (fundus) *Ulp.* 493,11. ~ pecunia messium in computationem cum spe futurae vindemiae venit *Ulp.* 718,13. —

E. aequae, pariter, simul, una cum. 1) aequae cum *Scaev.* (773,*) *vid. s. pag.* 1086,34 — 2) pariter cum. cum servi pariter cum domino auro et argentum exportasse dicentur *Ulp.* 840,38. quod (peculium) pariter cum eo (servo) emerit *Gai.* 443,37. — 3) simul cum. a) simul cum aliquo accipere bonorum possessionem *Marcell.* 300,38. *Mod.* 300,38. decedere *Marcian.* 175,3. frui *Ulp.* 233,23. fugere *Mod.* 802,17 (custodia cum altero custode simul). vita fungi *Marcian.* 175,11 (dominus cum servis simul). habitare *Pap.* 249,37 (simul habitare cum uxore legataria). *Ulp.* 734,34. mitti in possessionem *Paul.* 308,30. optinere hereditatem *Paul.* 180,28. porire *Tryph.* 172,37. *Ulp.* 235,5. *Paul.* 175,3. *Marcian.* 174,38. possidere iubetur *Ulp.* 270,33. recedere in potestatem *Mod.* 23,29. ad bona avi venire *Dir. Fr.* *Ulp.* 295,30 = *Ulp.* 346,13. uti *Ulp.* 245,14. ~ simul cum adultero vel adultero eum quoque accusare, qui domum suam praebuit *Maer.* 813,38. — b) simul cum re: simul c. praediis donatus servus *Pap.* 516,14. pascua, quae ad eum simul cum fundo pervenerint *Scaev.* 131,16. quae simul c. ipsa parte restitui debent *Gai.* 211,38. — c) actio iniuriarum simul cum eo (defuncto) interdidit *Marcian.* 209,17. simul c. libertate legatum adquiri potuit *Marcian.* 196,33. simul c. libertate dies quoque legati utiliter cedit *Call.* 196,3. — d) una cum aliquo esse *Ulp.* 898,11. habere *Scaev.* (test.) 66,18 (sumito sibi habeto una c.

Pamphilo. *Ulp.* (*Trib.*?) 722,11 (competens solacium una c. familia). heredem esse *Iul.* 841,6. vendere bona debitoris *Iul.* 559,37 (c. curatore). venire *Ulp.* 371,14. uti *Scaev.* 113,11. —

F. secum (mecum). 1) dictum de hominibus. secum abducere *Scaev.* 132,13. *Ulp.* 606,30. admittere creditores *Ulp.* 557,10. adferre pannicula *Ulp.* 855,38. auferre *Paul.* 343,1. 620,12. ducere iumento *Gai.* 954,33. ferre *Gai.* 405,23 et III, 196 (peregre). *Flor.* 818,30. *Tryph.* 837,37 (in castra). *Ulp.* 504,9. 563,3. *Paul.* 482,10. habere *Pomp.* 183,30. *Scaev.* 457,14. 125,3. *Ulp.* 411,14. 233,21 = *rat.* 87. (test.) 411,4 (mecum). 890,13. *Paul.* 427,30. portare (peregre) *Gai.* 405,24. 640,3. sollicitare alios ut fugerent *Ulp.* 548,18. trahere libertatis conditionem *Ulp.* II, 3. — 2) dictum de rebus. haec repetito (amissi ususfr.) . . quaeritur an et ius adascendi secum saluum habeat *Ulp.* 235,27. quod liquidae materiae est, quia per se esse non potest, rapit secum in accessionis locum id, sine quo esse non potest *Paul.* 138,38. ususfructus alienatio conditionem statuliberi secum non trahit *Paul.* 460,16. an pars funderum . . aliquid iuris secum huius compasceni traxerit *Scaev.* 272,15. arbores quae secum traxerit (pars praedii) *Gai.* 488,31. —

G. — si adnumerantur (inclusive). tantum restituendum, quantum cum eo, quod Falcidia nomine filius deduxisset, semissem faceret *Scaev.* 106,30. ut cum eo, quod defunctus abstulit, uterque heres non plus duplo ferat *Scaev.* 763,3. quinque dies cum eo ipso quo litteras acceperit computantur *Paul.* V, 33, 1. —

H. = ornatus, instructus, onustus aliqua re. 1) dictum de hominibus. cum armis venire *Ulp.* 114,16. 586,17. ~ cum robustis canibus et fortibus consequi lupos *Ulp.* 497,34. ~ cum dote dare in matrimonium *Scaev.* 85,30. ~ cum ferro adgredi et spoliare *Call.* 852,13. ~ cum furto deprehendi *Ulp.* 737,33. manere eo die *Paul.* 737,30. ~ cum gladio abigere *Ulp.* 788,10 = *coll.* 11, 8, 4. esse in incendio rapiendi causa *Marcian.* 816,16 (cum gladio aut telo). ~ cum lance fugere *Ulp.* 403,13. ~ cum hamis et dolabris coerrare *Paul.* 31,23. ~ cum ingenio patientem esse circa advocatos proconsulem oportet *Ulp.* 33,38. ~ cum mercibus navigare *Paul.* *not. ad Lab.* 421,4. ~ cum re furtiva adprehensus *Ulp.* 737,37. deprehendi *Ulp.* 737,33. 31. ~ cum rebus aufugere *Ulp.* 745,34. ~ cum sacco adire *Paul.* 721,3. ~ cum spiritu animal editum *Ulp.* 821,3. ~ cum telo ambulare *Ulp.* *coll.* 1, 3, 1; 2. *Marcian.* 818,38. turba coacta *Paul.* V, 3, 3. esse *Cloud. Nat.*

850,14 (hominis occidendi causa). *Paul.* V, 23, 1 = *coll.* 1, 2, 1 = 8, 4, 1 (hominis occidendi furtive faciendo causa). *Ulp.* 817,15 (in contione). *Paul.* V, 26, 3 et *Marcian.* 816,15 (in publico). (18.) cum telis lapidibus esse in urbe *Ulp.* 802,23. cum telis facere *Paul.* 817,22 (cf. V, 3, 3 *loc. gen.*). cum telis et armis rapere *Marcian.* 816,15 ~ cum uno testiculo natus *Men.* 893,41. — 2) dictum de rebus. cum capistro equus deponitur *Ulp.* 469,24. ~ cum die et consule rationes edi debent *Ulp.* 59,7. ~ cum instrumento navem emisti *Lab.* 133,12. ~ cum margarita acus *Ulp.* 153,17. ~ cum mercibus scapha conservata *Paul.* II, 7, 4. navis liberari possit *Herm.* 421,12. cum parte mercium scapha salva *Call.* 420,30. ~ cum onere (navis) intrare flumen vel portum non potuerat *Call.* 420,16. ~ cum pecunia sacculum obsignavit *Seaver.* 530,44. ~ cum veste et instrumentis arcam clausam commendavit *Paul.* 476,28. —

II. Vicissitudinem quandam et rationem significat, quae intercedit inter duas partes. A. cum Verbis. cum aliquo agere: secum agendi potestatem facere *Ed. Ulp.* 140,21. 143,31. 29. 144,12. *Gai.* 55,29. agere *Ed. Ulp.* 138,37 (eum F). 294, 4. 364,37. *Alf.* 271,31. 277,38. 292,29.31 (lege Aquilia). 293,2.10 (leg. Aqu.). 329,12. 344,30 (servi corrupti). 567,10 (ex conducto). 11 (leg. Aqu.). 14 (ex locato). 21 (oneris avari actione). 579,23 (in factum actione). *Lab.* 478,20 (incerti). 22 (depositi). 512,27. 525,15 et 18 (ex empto). 572,27 et 573,2 (ex locato). 5 (ex conducto). *Proc.* 271,9. 714,38 (de peculio). *Jav.* 289,18. 19 (lege Aquilia). 293,32. 339,11. 452,6 (de in rem verso). 570,25 (ex locato). 628,38 (ex testamento). 750,25. 111,2. 344,36. 38. 520,31. 31 (ad exhibendum). 521,25 (ex empto). 628,40. 756,3 (et furti et commodati). 18 (furti). 758,31 (ex locato). *Ner.* 197,4. 449,37 (de peculio). 730,17. 754,37 et 758,3 (furti). *Cels.* 134,21 (tutela). 364,25. 629,11. 807,45. 712,17 (iudicium). 31. 755,18 et 30 et 33 et 35 (furti). *Iul.* 225,32 (ex conducto). 271,29. 291,29 (lege Aquilia). 304,25. 35 (furti). 305,2 (lege Aquilia). 4 (furti). 321,23 (fam. etc.). 35 (comm. div.). 329,4 et 6 (comm. div.). 8 (de pecul.). 332,25 (ad exh.). 392,37. 429,35 (de pec., tributoria). 441,5.12 (de pec.). 444,9. 445,36. 38 (de pec.). 446,1. 4. 5 (de pec.). 7. 7. 8 (de pec.). 490,2. 6 (mand.). 540,33 (ex empto). 552,34 (de pec.). 620,30 (ex empto et ex stipulatu evictione). 710,11 (vel ad exh. vel damni iniuriae). 724,36. 735,29 (propter res amotas). 22 (rer. amot.). 764,24. 812,41 et 42 (neg. gest.). 273,1. 408,25 (incerti). 608,31. 33. 643,3. 659,7. 688,13 (mand.). 31. 39 (mandati iudicio). 706,30. 707,14.

Vocabularium Iurisprudentiae Romanae.

728,18. 730,11. 752,17 (furti). 33. 753,8 (furti). 783,18 (iniuriarum). *Pomp.* 256,29. 271,12. 11. 289,28 (leg. Aqu.). 331,25. 354,12 (funeraria). 377,19. 25 (furti). 391,7. 393,10 (depositi). 407,7 (furti et ad exh.). 466,29 (mand.). 474,23 (depositi sequestraria actione). 502,29 (pro soc.). 545,31 (ex empt.). 546,7 (ex vend.). 624,20 (comm. div.). 717,26. 2. 4. 8. 103,18 (fam. herc.). 120,7 (ad exh.). 8. 134,17 (de pec.). 159,43. 253,3 (leg. Aqu.). 401,32. 33. 33. 626,3 (ex test.). 13. 27 (de pec.). 33. 745,39 et 756,34 et 36 (furti). 764,30. *Afr.* 109,9 (mand.). 11 (neg. gest.). 11. 11 (mand.). 303,2 (noxali). 326,11 (de pec.). 406,18 et 20 (furti). 446,19 (de dote). 21 (ex promissione). 456,12 (de in rem verso). 568,29 (duabus actionibus, una ex conducto, altera ex locato). 32,1. 378,34. 627,4. 708,18 (de pec.). 735,18. 753,18. 15. 754,3 (furti). *Ven.* 248,25 (ex stip.). 610,30. 683,33. 732,1 (ad exh.). *Gai.* 41,15 (pluribus actionibus). 49,25. 52,19 (noxalis). 93,27. 25. 94,4. 110,31. 32. 124,9. 10. 148,5. 8 (ex op. nov. nunt.). 10. 309,18. 354,8. 9. 405,32. 40 (recto iudicio). 406,1. 443,22 (de pec.). 29. 29. 20 (de pec.). 444,1. 475,4. 7. 8. 488,40 (mand.). 489,2. 565,22 (ex cond.). 25. 724,4. 799,15 (tam tutelae quam neg. gest. iudicio). 249,39. 478,2. 33 (leg. Aqu.). 550,34. 642,13. 646,11. 11. 684,3 (comm. div. aut societatis iudicium). 764,39 (ex loc.). 959,39. II, 252 (hereditario nomine). 282. III, 161. 179. 221 (iniuriarum). IV, 2 (lect. inc.). 23 et 25 (per manus iniectionem). 25 (iudicati depressive). 37. 37 (furti). 37 (ex leg. Aqu. damni iniuriae). 48. 61. 78. 78. 78 (ipse mecum). 80 (imperio continenti iudicio; *suppl.*). (*form.*) 83. 83. 87. 88. 89. 11 (rem). 89. 89. 94. 101. 101. 101. 102. 102. 114. 116. 119. 119. 126. 136. 137. 163. 172. 176. 177. *Maeceian.* 899,41. ii. *Marcell.* 253,31. 270,39. (*not. ad Iul.*) 455,33 (de in rem verso). 476,4. (*not. ad Iul.*) 677,10. 11. 680,27 (incerti). 725,5 et 15 (de dote). 212,18 (de pec.). 483. 38. 626,3 (pignoratitia). 690,35. 33 (mand.). 733,18. 762,31. 31 (furti). 31 (ex leg. Aqu. vel ex duod. tab.). 33. 763,1. *Seaver.* 74,37 (pignorat.). 414,9. 449,3. 888,33 (iudicio). 170,34. 440,4. 541,33 (ex contractu paterno). 671,4. 674,33 (ex stip.). 692,40. 868,33. *Pap.* 240,12 (incerti). 266,36 (interdicto 'quod precario habet'). 448,20 (de pec.). 34 (ad exh.). 468,24. 512,2 (de exigenda dote). 581,23 (mand.). 635,29 (de in rem verso). 58,18 (ex stip.). 245,3. *Call.* 105,23 (non tutelae, sed neg. gest.). 137,31. 32. 336,1. *Tryph.* 685,37 (comm. div.). 727,36. 27. 542,11 (rer. amot.). 696,3 (ob tutelam, non ex fideiussione). *Ulp.* 47,14 (incerti). 52,17 (noxali iudicio). 77,38. 84,2. 89,22 (iudicati). 117,21. 121,15. 22. 40 (praescriptis verbis actione). 41,27 (de dolo).

144, 12. 148, 27 (in rem). 249, 8. 268, 21. 21. 28. 270, 1. 8. 21 (hac actione). 21. 280, 25. 284, 10 (= coll. 12, 7, 8). 285, 8 (Aquila). 286, 23 (ex cond.). 287, 4 (damni iniuria). 4. 10 (leg. Aqu.). 12. 294, 35. 297, 22 (noxali iudicio). 313, 8 (praeser. verb.). 323, 6. 7. 331, 1 et 28 (ad exh.). 29. 29. 37. 332, 1. 337, 28. 342, 25. 25. 25. 26. 347, 26. 348, 5 (ex emptio). 6. 7. 8. 364, 25. 367, 22. 380, 1 (de pec.). 398, 32. 401, 26. (Trib.) 411, 9 (pigneraticia vel ex alia causa). 416, 23 (aut ex loc. aut mand.). 417, 22. 22. 26. 430, 28. 437, 15 (de pec.). 439, 7. 12 et 21 (secum). 440, 12. 42. 442, 5. 22. 444, 20. 24. 458, 17 (quod iussu). 470, 31. 471, 1 (depos.). 21. 472, 28 (de pec.). 29. 21. 20. 40 (depos.). 480, 27 (neg. gest.). 483, 10 (mand.). 485, 11. 503, 3 (furti). 506, 12. 14. 507, 29. 29. 20. 510, 37 (et pro soc. et ex vend.). 532, 22 (de pec. et in rem vers.). 28. 533, 14. 18. 549, 29 (comm. div.). 550, 11 (ex emptio utili actione ad exemplum institoriae actionis). 563, 12 (tutelae iudicio). 569, 20 (de damno ab alio dato). 608, 25. 612, 21 (quanto minoris). 627, 29. 719, 8. 8 (de dote). 722, 24. 738, 4 (praedictum). 745, 25. 25 (item). 20. 765, 5. 6. 796, 3 et 798, 23 (tutelae). 28 (ipse secum). 29 (tut.). 31. 11. 42 (de pec.). (Trib.) 799, 22 et 23 (ex stip.). 25. 802, 25. 803, 25. 14, 20. 15, 3 (ex causa fideic.). 17, 5 (hypothecaria). 116, 7 (de dote). 325, 5 (operum iudicio). 383, 3. 387, 14. 396, 3 (nihil). 398, 13 et 22 (aq. pluv. arc.). 29. 399, 13. 13. 403, 20 (non ex hoc edicto, sed ex generali vi bon. rapt., damni iniuriae vel furti). 447, 21 (ex iudicati causa). 536, 10 (iudicati). 546, 29 (institoria). 572, 13. 13 et 575, 27 (interdicto). 29 (b. f.). 576, 19 et 13 (interd.). 583, 7. 591, 3 (ex emptio). 604, 16. 16 (interdicto). 20. 21. 605, 8 (quod vi aut clam aut damni iniuria). 29 (quod vi aut clam factum est). 608, 21 (quod vi aut clam). 22 (gloss.?). 29. 612, 20 (interdicto de precario). 21. 622, 41. 623, 11. 624, 21 (fam. arc.). 625, 5 (aq. pluv. arc.). 10. 633, (Trib.) 10. 21. 636, 20. 638, 25 (pro socio). 644, 13 (in pers. actione). 688, 3. 743, 31 (damni iniuria). 29 (Aquila). 745, 8 (tutelae). 762, 21. 22. 766, 28 (vi bon. rapt.). 768, 4. 769, 34 (leg. Aqu.). 775, 29 et 22 et 777, 19 (iniuriarum). 778, 22. 782, 7 (iniuriarum). XI, 24 (lege aut legitimo iudicio). XXVIII, 12. coll. 12, 7, 8. Paul. 55, 27. 28. 29 (de pec.). 56, 19 (iniuriarum). 108, 21 (neg. gest. in solidum, non de pec.). 143, 25. 162, 21. 26. 203, 8. 209, 29 (furti). 252, 22. 21. 298, 1 (detracta noxae deditione). 3 (cum noxae deditione). 27. 28. 299, 6 (ex noxali causa). 21. 22. 300, 3 (noxali). 14. 301, 19 (noxali actione). 302, 1. 2. 12 (directo). 12 (praetoria). 317, 18 (fam. arc. iudicio). 326, 21 (comm. div. iudicio). 20. 327, 20 (noxali iudicio). 20. 329, 25 (comm. div.). 337, 7. 339, 3 (nox. iud.). 343, 31. 22. 32. 362, 11. 369, 27 (propter succisas arbores ex loc.). 20 (in rem).

377, 11 (furti). 380, 21 (per indebitam conditionem). 399, 20. 418, 7 (ex loc.). 8. 13. 11. 419, 7 (ex loc.). 8 (ex cond.). 9 (ex loc.). 29 (ex cond.). 20. 420, 10 (ex loc.). 425, 27. 27 (ex edicto). 28. 429, 26 (de pec. actione). 447, 22 (de pec.). 29. 43 (ex ante gesto). 458, 21. 467, 28. 474, 41. 486, 1 et 487, 8 et 492, 23 (mand.). 21. 26. 493, 8 (mand.). 12. 497, 28. 509, 28. 545, 3 (ex stip.). 6. 11 (ex emptio vel ex testam.). 12 (ex emptio). 565, 10. 620, 13 (furti). 625, 41. 626, 8. 720, 11 et 726, 7 (de dote). 735, 14 et 22 et 23 (furti). 746, 5. 765, 14. 769, 23. 799, 2. 805, 26 (ex stipulatione rem salvam fore). 161, 5 (ex test.). 397, 3 (aq. pluv. arc.). 22. 22 (aq. pluv. arc. actione). 29 et 398, 3 et 399, 23 (aq. pluv. arc.). 400, 20. 20. 21. 21. 22. 24. 24. 29. 22. 22 (noxali iudicio). 22. 22. 21. 401, 6. 8. 17 (quod vi aut clam). 480, 25. 22 (furti). 539, 1. 11. 11. 13 (ex promissione dotis). 29 (de dote). 544, 23 (leg. Aqu.). 568, 13. 626, 29 (depos.). 20. 22. 22 (de dolo defuncti). 636, 11. 27 (iudicati). 645, 22. 650, 22. 652, 1. 653, 7 (ex doli mali clausula). 697, 18. 705, 13. 741, 7 (furti). 2. 2 (nobiscum ipsi). 22. 743, 17 et 29 et 746, 21 (furti). 21. 751, 22 (commodati). 22 (furti). 767, 10. 11. 13. 952, 20 (de noxae deditione). 11, 10. 31. 8. V. 4, 2 (iniuriarum). rat. 336. 336 (suppl.). Marcian. 385, 20. 412, 19 (contrar. pignorat.). 583, 10. 25 et 27 (in personam). 27. 27. 584, 22. 585, 11. 592, 25. 40. 596, 2. 543, 22. Maer. 810, 7. Mod. 95, 14. 645, 40 (de hereditate frater). 479, 24. 799, 20 (nihil). Lic. Ruf. 169, 25 (ad exh.). 540, 20 (iniuriarum). Herm. 637, 10. 791, 11 (furti). (ipse secum Gai. IV, 78. nobiscum ipsi Paul. 741, 8. ipse secum Ulp. 439, 21. 798, 28. secum Ulp. 439, 19). satis clementer cum reo praetor egit Ulp. 116, 11. aliquo largius cum usuario agendum est pro dignitate eius Ulp. 245, 3. saevius cum eo agebat Ulp. 606, 11. coalescere cum terra Ulp. 383, 2. 3. coire Gai. I, 85 (cum ancilla aliena). 160 (cum servis). Ulp. 160, 20 (c. furibus). colludere Iul. 529, 21. Ulp. 563, 18. 893, 10. 634, 13. 805, 18. Marcian. 835, 22. commiscere Ulp. 662, 22. communicare Iem. 310, 9 (victoriae commodum). Ulp. 509, 14. 11. 503, 25 (fundum). 508, 1. 763, 21 (periculum). 764, 29 (administrationem). 287, 26. compensare Gai. IV, 66. 66. 66. 66. 66 (pecuniam c. pecunia, triticum c. tritico, vinum c. vino). Ulp. 137, 9 (c. quantitate fructuum perceptorum). 500, 25 et 29 (commodum c. damno). 29 (compendium c. negligentia). 731, 18 (c. fructibus hoc). 734, 10 (actionem c. actione). 134, 5 (hoc quod impendit c. eo quod domino debetur). 396, 40 (commodum c. alio commodum). Paul. (Trib.) 555, 27 (lucrum c. damno). secum compensare Ulp. 439, 29. 675, 25 (iussu suum). 217, 22 (centum quinquaginta).

746,3 (facti ignominiam). compromittere *Ulp.* 155,3. 632,17. *Paul.* 156,31. 157,3. 241,41. computare *Scaev.* (test.) 106,37 (usuras quadrantes). *Ser. et Carac. Ulp.* 930,4 (id quod datum est cum eo quod debetur). concumbere *Ulp.* 19,4. concurrere *Gai.* 351,4. *Ulp.* 801,36 (quantitas c. quantitate). (*Trib.?*) 879,41 (praesumptio c. veritate). 15,33 (c. summa). *Paul.* IV, 14, 2 (codicillis... datae libertates c. his quae tabulis testamenti datae sunt). *Char.* 653,17 (negotii qualitas ac iudicis motus c. testibus). conferre *Pap.* 412,38 (mecum = colloqui). confertur *Pap.* 55,33 (quantitas c. quantitate). *Ulp.* 427,19 (quantitas emulamenti c. pretio). *vid. et. s. I A f) a) pag. 1080,23.* confundi *Ulp.* 246,4 (fructus c. usu). congrui *Ulp.* 349,38. congruere *Pap.* 54,4. *Ulp.* 458,18. coniungi *Tryph.* 301,32. *ff.* 298,18. consentire *Paul.* 723,38. consistere *Gai.* IV, 183. *Pap.* 196,4. *Ulp.* (810,18). *Marcian.* 422,19. 824,41. consolidari *Tryph.* 685,12. conspirare *Ulp.* 29,32. constituere *Ulp.* 810,18 (*corr.?* num consistere?). contendere *Pomp.* 6,29. 452,30. *Scaev.* (test.) 111,30. contestari litem *Gai.* 467,29. *Pap.* 246,38. *Ulp.* 165,29. 332,30. 366,9. 408,29. 137,17. 728,17. 762,9. *Paul.* 56,23. continuatur hereditas cum tempore mortis *Paul.* (695,8). contrahere *Ed. Ulp.* (138,37; eum *F.*) 430,16 (rem). *Afr.* 707,39 (negotium; del. *Mo.*). *Iav.* 344,34 (mandatum). *Cels.* 362,34 (negotium). *Pomp.* 404,37. 200,10. 648,18. 711,58. *Afr.* 446,38. 447,1. 456,13. 463,11. 753,37. *Gai.* 67,11. 12. 417,39. 430,3. 443,38. 444,12. 11. 775,38. 641, (*Trib.?*) 30,38. 11, 60. 60. 60. 60 (fiduciam). (III, 138 obligationem). IV, 71. 72. 74. 74* (*suppl.*). *Marcell.* 711,31 (negotium). *Pap.* 465,30. 767,38. *Ulp.* 99,22. 125,29. 130,1. 22. 36. 41. 131,17. (*Trib.?*) 139,1. 167,19. 20. 348,32. 21. 415,3. 8. 11. 11. 15. 416,36. 22. 417,7. 8. 20. 422,19. 423,25. 424,11. 18. 29. 29. 30. 32. 31. 427,36. 37. 430,25. 27. 32. 436,10. 21. 22. 37. 437,19. 445,3. 447,36. 451,28. 457,23. 458,2. 1. 16 (negotium). 460,7. 461,32. 35. 472,22. 620,22. 804,28. 807,1. 342,38. 37. 59. 546,58 (nihil). 33. 36. 39. 31. 556,18. 38. 562,8. 634,9. 12. 644,38. 881,16. 958,1. 3. *Pap.* 133,3. 315,22. 362,19. 376,32. 418,6. 8. 10. 11. 425,30. 39. 30. 11. 426,3. 458,10. 21. 462,11. 466,2. 671,15. 800,11. 11, 1. 4. 8. 2; 3. *Marcian.* 823,17. 824,1. 862,1. contrahere nuptias, societatem *rid. s. II B pag. 1096,52 et 1097,15.* convenit *Lab.* 601,12 (tibi c. colono). *Proc.* 71,3 et *Ner.* 73,38 et *Iav.* 523,11 (michi tecum). *Pomp.* 407,2 (tibi c. eo). *Gai.* 559,10 (c. aurifici mihi). 592,19. 598,31. 2. III, 147 (c. aurifici mihi). *Ulp.* 409,3. 461,16. 473,17. 374,39 (tibi c. adversario). *Paul.* 610,4.

Marcian. 593,3. decidere *Scaev.* 71,37. (72,1). 773,29. 29. *Ulp.* 383,3. 632,39. *Paul.* (208,21). 202,38. delibera tecum *Hadri. Call.* 651,11. depugnare cum bestiis *Gai.* I, 13. *Ulp.* 80,4. 10. 797,32. I, 11. dividere *Afr.* 431,34. *Ulp.* 292,13. 299,38. 750,41. (test.) XXIV, 25. *Paul.* 641,11. V, 9. 4. *Mod.* 105,11. experiri *Iav.* 289,31 (leg. *Aqu.*). *Iul.* 105,29. 304,28 (noxali iudicio). 534,25 (vel ex stip. vel ex vend.). 724,17 (de dote). *Pomp.* 222,15 (suis actionibus). 404,26 (vel mand. vel praescr. verb.). *Ven.* 565,38. *Gai.* 147,11. 443,38. 29. 462,22. IV, 163. *Marcell.* 270,38. 40. *Scaev.* 713,18. 869,3 (tutela iudicio). *Pap.* 106,36 (ad exh. et neg. gest.). 766,36. 588,31 (interdicto unde vi). *Ulp.* 270,34 (hac actione). 298,29 (noxali). 342,29. 470,7. (actione). s (mand.). s et 16 (depos.). 550,29 (ex loc.). 627,28. 716,21 (rer. amot.). 722,26. 438,36 (secum i. e. inter se facm. her. iudicio). 556,41. 559,11. 575,38. 38. 607,37 (et leg. *Aqu.* et interdicto quod vi aut clam). 38 (hoc interdicto). 608,38. 38. 761,30 (honorario iure). 31 (iure civili). 774,11. 779,3. *Paul.* 409,43. 418,9. 447,1. 41. 486,29. 571,12 (ex cond.). 480,31. 587,10. 10 (interdicto). experiundi potestas *Afr.* 708,38. *Gai.* 309,20. *Ulp.* 628,19. *Paul.* 767,11. 13. idem fecerunt (scil. deciderunt) curatores c. aliis *Scaev.* 72,11. testamenti faciendi ius *Ulp.* XI, 16. gerere *Ulp.* 125,11. 559,38. *Gai.* IV, 71 (negotium gestum erit C). *Ulp.* 127,27. 416,22. 417,2. 422,30. 423,10. 436,19. 560,33. *Paul.* 133,4. negotium gerere *Ed. Ulp.* 436,3. *Afr.* 617,11. *Ulp.* 457,26. *Paul.* 447,32. *ff.* 430,5. interdicere *Ulp.* 583,10. 590,4. 1. litigare *Ulp.* 639,31. 33. *Paul.* 616,40. loqui *Proc.* 254,7. *Gai.* IV, 160. *Marcell.* 37,1. *Scaev.* (*Trib.?*) 107,11. *Pap.* 54,38. 56,36. 57,31. 61,3. *Paul.* 837,13. IV, 1. 5. *Mod.* 45,28. miscere *Ulp.* 202,7 (plumbum c. argento). 395,13 (aqua c. alia). 411,10 (negotium c. donatione). *Paul.* 946,17 (corpus). nupta *Ulp.* (test.) 184,37. pacisci *Pomp.* 536,4. 9. 410,8. *Afr.* 678,22. *Gai.* 215,23. IV, 116,6. *Scaev.* 537,29. 435,18. 564,33. *Pap.* 806,33. *Ulp.* 64,7. 65,9. 19. 20. 73,4. 672,22. 134,30. 751,9. 877,31. *Paul.* 68,12. 673,30. 248,33. cons. 4. 7. *Marcian.* 385,36. 593,3. 20. 21. 22. 599,4. 7. pangere *Iul.* 371,31. *Paul.* 70,22. 697,31. participare consilium *Pap.* 895,5. *Paul.* 921,37. partiri *Gai.* II, 254. *Ulp.* 313,23. 299,17. XXV, 15. *Paul.* (test.) 235,39. pensare *Pomp.* 102,9 (lucrum c. damno). 591,10 (credium c. pretio rei venditae). *Ulp.* 469,39 (opera servi c. custodia). secum pensare *Afr.* 724,4. *Paul.* 409,42 (exactam pecuniam). *Marcian.* 583,30. permutare *Paul.* 518,19 (ancillam mecum). pu-

gnare c. bestiis *Ulp.* 80, 14 (cum om. F). 369, 18.
817, 17. *Paul.* 325, 33. coll. 4, 3, 2. *Marcian.* 520, 27.
sentire *Lab.* 686, 10. *Ulp.* 744, 7. transigere
Iul. 752, 30. *Val.* 882, 33. *Gai.* 752, 13. *Scæv.*
74, 30. 75, 2. 498, 1. 537, 22. 674, 44. *Pap.* 78, 30. 33.
718, 22. *Ulp.* 75, 15. 76, 31. 22. 27. 77, (36). 42. 85, 17.
21. 799, 16. *Paul.* 208, 22. 770, 13. —

B. cum Substantivis. actio est *Alf.* 292, 30.
36. 293, 1. 1. *Iav.* 289, 17 (legis Aqu.). 19.
293, 32. 33. 339, 9. *Pomp.* 256, 31. 300, 11. 493, 36 (a
mandati). 402, 30 (aqu. plur. arc.). 33 (legitima).
Afr. 406, 14. 491, 7. *Gai.* 963, 13. IV, 77. 77. 77
(directa). 77 (noxalis). *Flor.* (atip. Aquil.) 724, 3.
Scæv. 449, 6. 457, 9 (de in rem verso). *Pap.* 387, 14
(indebiti). 58, 33. *Tryph.* 162, 34 (de pec.). *Ulp.*
100, 7 et 8 (neg. gest.). 8. 280, 30 (Aquilae). 470, 10
(depos.). 12. 15. 480, 26 (mand.). 533, 14. 398, 33 et
33 (aqu. plur. arc.). 604, 11. 13. 22. 746, 11. 17 et
749, 34 (furti). *Paul.* 103, 26 (mand.). 139, 30. 162, 15
(et furti et damni iniuria). 326, 2 (comm. div.).
338, 35. 343, 35. 480, 1. 5. 616, 40 (ex empto).
746, 3 (aut comm. div. aut fin. reg.). 797, 35 (non
tut. sed neg. gest.). 107, 34 (incerti). 461, 19 (ex
empto). 691, 36 (de pec.; actio suppl.). 743, 1 et
751, 33 (furti). 833, 13 (residua pecuniae). *Marcian.*
588, 16 (ex loc.). competit *Iul.* 105, 19. 714, 3
(furti). *Ulp.* 253, 13. 775, 37. *Paul.* 230, 6 (non solum
leg. Aqu. sed et servi corrupti et iniuriarum).
473, 1. constituitur *Gai.* IV, 87. manet integra
Paul. 339, 1. actionem habere *Lab.* 421, 30 (ex
cond. loc.). *Proc.* 499, 33. *Iav.* 339, 7. 494, 24
(mand.). 344, 13. *Cels.* 755, 33. *Iul.* 540, 23 (legis Aqu.).
31. 568, 11. 416, 43 (de pec.). *Pomp.* 300, 11 (furti).
378, 30 (ex loc. vel vend. vel mandati). 493, 31
(mand.). 773, 46. 756, 33 (corr.?) et 37 (furti). *Afr.*
103, 9 (de pec.). 406, 13 (commod.). *Gai.* 641, 33.
33. 111, 156 (mand.). 161 et 161 (mand.). 161. *Marcian.*
289, 11 (legis Aqu.). *Scæv.* 228, 32. 713, 30 (de
pec.). 715, 3. *Pap.* 630, 33. 863, 13. *Tryph.* 696, 13
(mand.). *Ulp.* 99, 30 (neg. gest.). 286, 21 (legis
Aqu.). 503, 36. 702, 21. 798, 6. 36, 3 (ex cond.).
607, 37. 759, 33 (furti). rat. 44 (ex cond.). *Paul.*
419, 12 (ex loc.). 528, 31 (ex vend.). 534, 12. 798, 31.
387, 33. 741, 3 (furti). *Marcian.* 640, 26. 26 (de pec.).
inchoare *Pomp.* 756, 37. inferre *Paul.* 449, 20 (pri-
vilegii). instituere *Gai.* 207, 11. movere *Ulp.*
555, 13. actione uti *Ulp.* 743, 35. *Paul.* 162, 23 (furti
vel damni ini.). ~ adulterium admittitur *Paul.*
797, 37. fit *Paul.* II, 26, 11. *Marcian.* (806, 10. 10;
stuprum adulteriumve). committere *Pap.* 814, 18
(adulterium c. incesto). *Paul.* 797, 3. facere *Ulp.*
809, 34. ~ amicitia est *Paul.* 890, 33. amicitiam
habere *Pomp.* 886, 3 (neque amicitiam neque

hospitium neque foedus amicitiae causa factum). ~
arbitrum petere *Lab.* 111, 11. ~ bellum est *Gai.*
954, 39. indictum est *Pomp.* 922, 3 (cum om. dett.). ~
cautio vid. s. instrumentum. ~ coemptionem
facere *Gai.* I, 114. 114. 114. 114. 114. 115, 9. ~
communio *Gai.* III, 179 (sponsus). *Scæv.* 67, 1 (an
Seia in communione c. libertis habeat portionem).
~ confusio fit partis rei c. pecunia *Ulp.* 382, 23.
~ coniunctio *Ulp.* (32, 12). ~ consanguinali-
tatis iura habere *Ulp.* 366, 3. ~ conscientiam
habere *Paul.* V, 16, 10. ~ consilium habere *Pap.*
718, 19 (malum). ~ conspiratio *Ulp.* 790, 13. ~
contractus fit *Ulp.* 775, 30. contractum miscere
Paul. 752, 36. ~ controversia est *Ner.* 309, 37.
Gai. 61, 30. 30. controversiam habere *Pap.* (test.) 60, 1.
~ conubium est *Gai.* I, 76. 77. 78 (suppl.). *Ulp.*
716, 14. 28. V, 5. concedi solet *Gai.* I, 57. conubium
adimere *Ulp.* 716, 32. detrudere *Ulp.* 716, 14. ha-
bere *Gai.* I, 56. *Ulp.* 663, 34. V, 4. 4. ~ con-
ventio facta *Paul.* 67, 35. 69, 9. ~ conventum
vid. s. pactum. ~ in discordiam pervenire *Pomp.*
4, 30. ~ divisio facta *Gai.* 598, 35. ~ divortium
facere *Pap.* 814, 33. ~ testamenti factio est *Iav.*
532, 34. *Pomp.* 168, 7. *Gai.* II, 218. *Flor.* 843, 33. 33.
Pap. 115, 3. *Tryph.* 284, 34. *Ulp.* 843, 11. 4. XX,
2. 8. XXII, 2. *Paul.* 750, 13. 844, 14. 16. 63, 13.
448, 7. introducta est *Gai.* 839, 9. testamenti
factionem habere *Ulp.* XXII, 1. 9. (cf. testamenti
faciendi ius *Ulp.* XI, 16). ~ familiaritas est
vel coniunctio *Ulp.* 32, 15. familiaritatis rationes
Paul. 953, 37 (corr.?). ~ fiducia contrahitur vid.
s. contrahere II A pag. 1093, 34. ~ foedus per-
cutere *Ulp.* 931, 31. (vid. etiam s. amicitia). ~
hospitium vid. amicitia. ~ incestum commissum
est *Ulp.* 807, 11. vid. et adulterium. ~ inimicitia
est *Ulp.* (consult. Taurini) coll. 1, 11, 2. inimicitiae
exarserunt *Tryph.* 752, 35. inimicitias habere *Paul.*
II, 27, 1. ~ instrumento cautionis facto *Mod.*
600, 22 (c. re publica). ~ interdictum habere
Ulp. 612, 33. ~ iudicium consistit *Paul.* 368, 33.
datur *Gai.* I, 191. iudicium accipere *Iul.* 304, 33.
Gai. 729, 13. *Pap.* 718, 11. *Ulp.* 628, 7. 639, 33.
Paul. 317, 32 (fam. etc.). habere *Gai.* III, 127
(mand.). *Paul.* 319, 32 (fam. etc.). ~ lis est *Gai.*
165, 20. litem contestari vid. s. II A pag. 1093, 24.
litem (lites) habere *Gai.* IV, 122. *Ulp.* rat. 139.
Marcian. 789, 30. instituere *Pap.* 387, 16. ~ ma-
trimonium est *Claud. not. ad Scæv.* 254, 37. ~
negotiatio facta *Ulp.* 427, 37. ~ negotium
contrahere, gerere vid. s. II A pag. 1093, 27 et
1094, 31. habere *Ulp.* 925, 33. ~ nuptias con-
stituere *Ulp.* 85, 10 (n. vel sponsalia). contrahere
Pap. 683, 17. 807, 13. *Paul.* 666, 13. *Marcian.* 842, 31.

~ obligatio est *Afr.* 689,43. obligationem contrahere *Gai. (gloss.)* III, 138. ~ pactio fit *Paul.* 68,17. 688,19. ~ pactum fit *Pap.* 678,35. *Ulp.* 64,17. 66,31. *Paul.* 68,4.1. *Mod.* 907,7. pactum interponere *Paul.* 589,36. pactum conventum facere *Iar.* 693,3. *Pomp.* 688,7. *Paul.* 67,3. ~ rationem facere *Scæv. (test.)* 637,II (parem). habere *Scæv.* 72,18 (implicitam). (*rep.*) 20 (mensae). *Pap.* 766,19 (conexam). *Call.* 420,18 (iuter eos, qui in uave merces salvas habent, cum his, qui in scapha perdidierunt). *Ulp.* 60,19. ponere *Iul.* 218,35. ~ restipulatio *rid.* sponso. ~ societas est *Pomp.* 507,1. *Paul.* 123,39. 502,23. societatem coire *Lab.* 512,37.37. *Proc.* 511,39. *Pomp.* 498,34. *Ulp.* 506,16. 638,34. contrahere *Paul.* 467,31. habere *Scæv.* 146,8. ~ sponsalia facere *Marcell.* 725,11. *rid.* nuptiae. ~ sponsionem et restipulationem facere *Gai.* IV, 166*. 166*. ~ stipulatio constituit *Ulp.* 682,1. ~ stuprum committere *Marcian.* 744,20. facere *Marcian.* 806,10.10. ~ transactio facta *Scæv.* 74,38. 589,9. 671,32. —

C. cum Adiectivis vel Pronominibus. *cum aliquo* aequale ius habere *Ulp.* 808,32. ~ aequa sorte frater c. sorore succedit *Paul.* IV, 9. 10. ~ commune est *Pomp.* 320,3. aliquid, nihil commune habere *Pomp.* 321,12. *Ulp.* 132,19. 507,36. communes sunt actiones furti et leg. *Aqn.* c. hoc edicto *Ulp.* 766,1. comm. aedes *Gai.* 391,38. *Paul.* 108,19. causa *Marcian.* 879,43. delicta *Men.* 893,8. fundus *Lab.* 111,11. *Iar.* 491,31. *Cels.* 620,16. *Iul.* 639,12. *Pomp.* 328,19. 502,37. *Afr.* 262,29. *Ulp.* 323,15. 16. 549,22. *Paul.* 202,33. 329,36. 647,11. hereditas *Pomp.* 98,6. *Mod.* (681,317). ius *Ven.* 701,33. libertus *Macer* 811,9. negotium *Ulp.* 99,35. quarta hereditatis *Mod.* 681,11 (*corr.*?). res *Iul.* 321,35. *Pomp.* 516,17. *Scæv. (test.)* 69,14. *Ulp.* 546,13. *Paul.* 314,22. 327,7. (502,22). servus *Iul.* 445,35. *Ulp.* 324,11. vicarius *Lab.* 136,36. ~ eiusdem pecuniae reus *Mod.* 178,11. eadem pignora accepit *Marcian.* 593,11. in eandem semissen institutus *Paul.* 946,9. ~ indivisam rem habere *Scæv.* 69,13. ~ in promiscuo usu res habere *Paul.* 243,29. ~ uno pretio c. domo comparata (insula) *Pap.* 97,12. —

D. cum Adverbis. *cum aliquo* communiter vendere *Pomp.* 507,3.6. ~ coniunctim institutus *Cels.* 845,12. legatum relictum *Ulp.* 286,17. ~ promiscue uti *Ulp.* 152,37. —

III. Modum vel qualitatem significat (vel potius, 'ita ut adiunctum sit'). **A. cum Substantivis.** *cum aliquo* actu, non secundum propositionem solam intellegi (fugitivum) *Tryph.* 953,37. ~ cum adiectione accipere fideiussores *Iul.* 688,43

(c. adi. loci). exheredare *Ulp.* XXII, 22 (c. adi. legati). legare *Afr.* 31,7. *Scæv.* 468,38. liberos esse iubere *Scæv.* 468,38. persequi oportere iudicem *Ulp.* 762,3 (c. adi. poenae). relinquere testamentum *Val.* 148,7. remittit princeps negotia ad praesides prov. *Call.* 35,38. vindicare unumfructum *Paul.* eat. 52 (c. adi. temporis). ~ cum captione in alium iudicium transferitur *Ulp.* 918,16. c. magna captione a rebus nostris advocatur *Gai.* 890,2. ~ cum causa donum munus esse *Ulp.* 949,35. ~ cum causae cognitione mitti in possessionem *Ulp.* 304,6. ~ cum competenti cautela dandum diem ad solvendam pecuniam *Ulp.* (*Trieb.*?) 167,29. ~ cum cautione redduntur pure legata *Gai.* 215,35. venit rei, quae apud hostes est, praestatio in iudicium fam. erc. *Paul.* 314,7. ~ cum clamore testificari *Gai.* 278,11.35. ~ cum compensatione agere *Gai.* IV, 64. ~ cum quibusdam conditionibus permisso est (adoptare) *Gai.* I, 102. cum ea conditione adquisita ancilla *Paul.* 424,34. cum conditione admittendum (ut quae patri debeantur, filius compensare possit) *Paul.* 467,35. venit ancilla *Paul.* 424,34. ~ cum consilio accipienda est scientia domini *Paul.* 297,29. ~ cum convivio appellare *Paul.* V, 35, 3 (indicis). dicere *Ulp.* 819,18. ~ cum cretione heres institutus *Gai.* II, 168. *Ulp.* XXII, 25.30. ~ cum damno honorem ei committi *Ulp.* 913,38 (publico). lucrari *Pomp.* 670,2 (c. d. alterius). subveniri patroo *Ulp.* 342,37 (meo). ~ cum noxae deditione agere *Paul.* 298,2.5. conveniri *Ulp.* 298,12. damnari *Paul.* 300,11. redditur iudicium *Ulp.* 342,10. ~ cum deductione agere *Gai.* IV, 65. ~ cum demonstratione falsa legari *Paul.* 162,34. ~ cum detrimento fieri locupletior *Pomp.* 380,16 (c. d. alterius). cf. 969,12. perire *Pomp.* 474,35 (c. d. rei). ~ cum maiore difficultate agere *Gai.* II, 25. ~ cum dilatione temporis actionibus cedere *Ulp.* 492,37. ~ cum distinctione admittere *Ulp.* 562,32. legare *Paul.* 162,7. vera est sententia *Ulp.* 746,34. ~ cum discrimine alienae existimationis vagari *Ulp.* 773,35. ~ cum dolore cadere *Ulp.* 772,31. ~ cum effectu accipere *Ulp.* 42,29 (non verbo tenus). 48,27. 939,33. 947,30. *Paul.* 456,33. habere bon. possessionem *Ulp.* XXIII, 6. instituere querelam *Ulp.* 181,3. obligari *Ulp.* 461,38. pati vim *Ulp.* 117,31. percipere quadrantem ex bonis patris *Pap.* 205,33. pervenit (ad venditorem hereditas) *Ulp.* 531,37. relinquere fundum in familia *Pap.* (stip.) 53,38. retinere bona *Ulp.* XXVIII, 13. ~ cum efficacia benignus *Ulp.* 640,32. ~ cum elogio

mittere *Marcian.* 801,3. *Mod.* 893,10. remittere *Cels.* 801,35. relinquere fideicommissum *Scaev.* 81,16. ~ cum emolumento collationis habere semissem *Pap.* 296,18. ~ cum fide actus sui reliqua reddere *Paul.* 195,37. ~ cum fideiussore cautio duplae praestatur *Pap.* 524,16. ~ cum dignitatis gradu administratio republicae *Call.* 913,44. ~ cum bona gratia discedere *Ulp.* 707,18. ~ cum hypotheca sanarum rerum cautio committi *Paul.* 268,10. ~ cum ignominia mitti *Paul.* 854,13. ~ cum incommodo differre rem *Ulp.* 306,37. (c. summo eius inc., cui consultum velt). facere *Pomp.* 498,47. (ceterorum). fit *Ulp.* 574,32. (alicuius). fit rapidior aqua *Ulp.* 580,23. (accolentium). muviendae sunt ripae *Ulp.* 580,35. (accolentium). obitu munus a liberto *Tryph.* 794,1. (pupilli). uti *Ulp.* 241,12. cum huiusmodi incommodis mandatum suscipi *Iar.* 491,30. ~ cum incremento negotiorum rationes offerre *Scaev.* 772,41. ~ cum indemnitate heredum per cautionem susceptum mensio negotium *Pap.* 59,30. ~ cum infamia puniri *Mod.* 834,8. ~ cum ingenio patiens *Ulp.* 33,28. ~ cum alterius iniuria fieri locupletiores *Pomp.* (969,18). postulatur beneficium *Pap.* 231,8. ~ cum instantia humanus *Ulp.* 640,31. ~ cum ira sui animi et offensa discedere *Ulp.* 707,19. ~ cum lure pignoris superficiem secutam videri soli *Paul.* (*Gloss.*?) 587,10. ~ cum labore *vid.* cum periculo. ~ cum quodam laxamento itineris tempus vacationis numerandum *Ner.* 917,3. ~ cum libertate heredem existere *Gai.* 849,30. heredem esse lubere *Marcell.* 289,15. her. instituire *Gai.* 849,39. II, 153. 160. 161. 188. *Tryph.* 850,4. *Ulp.* 128,1. 853,28. 854,37. 855,12. 843,10. 884,45. 885,6. 457,6. 557,25. XXII, 7. 8. 10. 11. *Paul.* 844,45. III, 4⁹, 7. *Marcian.* 843,22. heredem relinquere *Paul.* 848,40. heredem scribere *Ulp.* 834,25. XXII, 24. substituere *Ulp.* 128,23. 854,12. 17. 457,11. 13. *Marcian.* 432,3. rogare hereditatem restituere servo *Ulp.* 234,3. legare servo *Paul.* III, 6, 4. legatum *Pomp.* 434,7. *Ulp.* 429,31. (accipere). *Maecian.* 196,47 et *Paul.* 168,33. (datum). ~ cum lucro heredis mortuus servus legatus *Marcian.* 35,3. ~ cum maledicto heres instituitur *Marcian.* 843,22. ~ cum ea mente nancisci possessionem *Paul.* (*Trib.*?) 503,23. ~ cum aliqua moderatione definire *Paul.* 856,8. ~ cum modo audire *Ulp.* 739,6. cum aliquo modo veniunt fructus (*scil.* in actionem) *Ulp.* 563,11. ~ ultro reversus, non cum necessitudine *Men.* 894,37. (*del. Mo.*). ~ cum nomine suo heres instituitur *Paul.* 845,3. ~ cum pactione in societatem admitti *Gai.* III,

149. ~ cum periculo agnoscere usuras *Paul.* 192,27. (c. p. nominum). fungi muneribus *Call.* 919,13. (c. p. et labore). perducitur res ad exitum *Gai.* IV, 162. 163. ~ cum perniciie minoris committi honorem *Ulp.* 913,33. ~ cum poena agero *Gai.* IV, 141. 141. debetur *Pomp.* 702,33. iudicio se sisti promittere *Paul.* 55,22. restituitur per vim extortum *Paul.* 405,17. (c. p. tripli). ~ cum (aliqua) praefinitione est condemnatio incertae pecuniae *Gai.* IV, 51. (*ex com.*). legatum est *Marcian.* 262,22. (c. p. annorum). ~ cum praescriptione agere *Gai.* IV, 131. ~ cum pretio quantumcumque pactus *Ulp.* 84,1. ~ summa cum ratione possidere dicitur *Iar.* 511,1. ~ cum re habere bon. possessionem *Gai.* II, 148. *Ulp.* XXIII, 6. cf. XXVI, 8. XXVIII, 13. 13. ~ cum iurisiurandi religione fideicommissa praestari rogaverat *Pap.* 60,17. ~ cum dignitatis restitutione bona concessa recipere *Pap.* 863,11. ~ cum satisfactione accipere iudicium *Ulp.* 172,22. admittere defensorem *Ulp.* 728,33. cavere *Gai.* IV, 69. *Ulp.* 203,11. 389,31. *Paul.* V, 9, 4. committere tutelam *Ulp.* 749,37. debitum est *Ulp.* 676,37. defendere *Iul.* 304,33. *Paul.* 733,30. alienae rei expromissor idoneus *Paul.* 963,43. offerre se liti defensoris loco *Paul.* 94,40. vadi-monia fiunt *Gai.* IV, 185. ~ cum societate res inter aliquos communis *Gai.* 322,28.30. ~ cum sollicitudine animi ac vigilantia *Item.* 911,13. (*corr.*). ~ cum quodam temporis spatio accipi *Iul.* 346,44. 704,3 unde *Ulp.* 732,30. c. aliquo spatio accipiendum *Paul.* 201,16. interpellari *Ulp.* 295,33. (*corr.*?). ~ cum sumptu contingens administratio rei publicae *Call.* 913,44. subire munus *Call.* 914,1. ~ cum taxatione condemnatio *Gai.* IV, 51. ~ cum aliquo temperamento intelligendum *Paul.* 721,3. (temporis). subsequi severitatem legum *Marcian.* 849,14. (benignitatis). cum quodam temperamento exigere *Gai.* 607,37. ~ cum testatione facta denuntiatio *Ulp.* 936,43. ~ cum tractu aliquo latere *Ulp.* 548,2. ~ cum certis et sollemnibus verbis aguntur et fiunt complura *Gai.* I, 112. ~ cum magna vi ingressus exercitus *Cels.* 510,2. ~ cum vigilantia *vid.* cum sollicitudine. ~ cum vitio facta substitutio *Pap.* 858,22. ~ cum vociferatione dictum *Ulp.* 777,18. ~ summa cum utilitate praetor edixit *Ulp.* 204,5. — **B. cum Participio Perfecti Passivi vel Gerundivo.** liberum esse testamentum lussit cum peculio legato *Ulp.* 134,32. cum notata fide et estimacione removere *Mod.* 780,7. ~ praestare nomina cum eorum cessione in id facienda, quod ex his adhuc deberetur *Paul.*

192,31. — C. cum eo, ut; cum eo, si. sententiam veram esse puto, cum eo scilicet ut *Afr.* 568,12. quod verum est, cum eo tamen, ut *Afr.* 708,42. sic filii exhereditatio cum eo valet, si quis heres existat *Pomp.* 846,30. —

IV. Locutiones singulares. A. = praeter. non et nummos perdat cum statulibero *Ulp.* 457,33. 'Seio cum ducentis quae apud eum deposui trecenta lego'... dicendum est non trecenta, sed quinquaginta debere *Iul.* 173,18. potest et aliis exceptionibus uti cum exceptione iurisiurandi vel aliis solis *Paul.* (gloss.) 620,39. cum facto etiam animum furis furtum exigit *Ulp.* 290,15. — B. = auxilio, per. cum aedibus superficie possidet *Ulp.* 590,1. cum tutoris auctoritate hereditatem acquirere potest *Paul.* 876,12. cum decreto praestare libertatem *Paul.* 426,33. cum prosecutoribus remitti *Macer* 801,58. — C. = secundum, ex? utrum aestimamus bonam fidem ad merum ius gentium an vero cum praeceptis civilibus et praetoriis? *Tryph.* (Trib.) 477,30. dotis causa perpetua est, et cum voto eius qui dat ita contrahitur *Paul.* 668,22. — D. = una cum. quo magis cum ipsa nave periculum maris effugiat *Gai.* 491,4. *cf. Lab.* (421,30). emere cum tota re etiam nostram partem possumus *Ulp.* (528,19). — E. = penes, in potestate. postliminio reversa non cum domino, sed cum marito fuisse declaratur *Ulp.* 891,2. *cf. I B pag. 1086, 1.* — F. = causa. actionem in factum cum sua indemnitate competere possessori *Ulp.* 124,30. — G. 'cum' abundat? omnis hereditas... cum tempore mortis continuatur *Paul.* 695,4. — *cf. Loc. corruptus:* vehiculum conduxisti, ut onus tuum portaret et secum iter faceret *Lab.* 573,11.

cum. Coniunctio.

Conspectus.

- I. Vi temporali (= quo tempore).
 - A. cum coincident. pag. 1101.
 - B. = ubi primum. pag. 1102.
 - C. = postquam. pag. 1103.
 - D. = eo tempore quo. pag. 1103.
 - E. cum historicum (narrativum). pag. 1106.
 - F. cum explicativum. pag. 1109.
- II. Coniunctio notione temporalis et conditionalis (= quo casu).
 - A. ad introducendum diem vel conditionem in supremis ordinandis, stipulationibus, similibus adiectam. pag. 1110.
 - B. ad exponendam vel complendam vel distinguendam speciem facti. pag. 1112.
 - C. ceteri loci (cum herativum). pag. 1114.
- III. Vi causalis (= quoniam). pag. 1113.
- IV. Vi concessiva et adversativa.
 - A. cum concessivum (= licet, quamvis, etc.). pag. 1130.
 - B. cum adversativum (= dum contra). pag. 1132.
- V. Vi et concessiva et causalis. pag. 1133.

I. Vi temporali (= quo tempore). A. cum coincident = eo quod. 1) cum Indicativo.

a) Praesentis. non perdere ei peculium pater concedit, cum peculii administrationem permittit *Ulp.* 432,23. *cf.* 562,7. 865,21. 885,1. 292,44.31 (vel cum cavet vel cum dividit fere = sive... sive). 327,27. 498,7. 612,3. 631,23. *rat.* 207. — b) Perfecti. quem deiecit tunc videret, cum emptori possessionem non tradidit *Marcell.* 587,35. *cf. Ulp.* 332,40. 546,34. *Paul.* 558,18. *Mod.* (44,137). — 2) cum Coniunctivo Praesentis. cum quis pro derelicto habeat, simul intellegitur voluisse alicui fieri *Pomp.* 532,2. *Paul.* (655,27). —

B. = ubi primum. 1) cum Indicativo. a) Perfecti. quod nascitur, fructuarii est et, cum substituit, desinit eius esse *Pomp.* 230,22. *cf.* 820,18. *Marcell.* 364,58. *Scaev.* 414,58. *Ulp.* 828,6 (tunc cum). 6. 497,30. *Paul.* 423,30. — b) Futuri secundi. cum alterum elegerint, altero abstinere debent *Ner.* 813,16. *cf. Pomp.* 228,18. *Iul.* 307,33. 659,2. *Ven.* 483,53. *Pius Ulp.* 190,13. *Gai.* 1,29 (coeperit). 196. 11, 15 (tunc cum). *Scaev.* (test.) 113,12 (sequitur tunc). *Pap.* 682,22 (tunc primum, cum). 668,41. *Ulp.* 173,12 (supervenerit; sequitur tunc). 269,28. 280,30. 514,26 (tunc, cum impleta fuerit). 828,12. 188,33 (existierit). 322,1. 347,13 (sequitur tunc demum). 16. 421,59. 437,10 (sequitur tunc). 58. 58. XXIV, 27 (desierit). 31 (existierit). *Paul.* 67,9. 249,4. 300,2. 463,27. 501,7. 88,55 (tunc c.). 213,43 (aderit). 459,19. 890,14 (intraverit). IV, 6, 3. — 2) cum Coniunctivo. a) Perfecti. tunc perfici emptorem existimant, cum adnumerata admensa adpensave sint *Gai.* 519,3. *cf.* 584,20.22 (fuerit liberata). *Ulp.* 762,36. 798,11. 14,13 et 297,14 (tunc, cum). 710,40 (sequitur tunc). *Paul.* 208,21 et 237,16 (tunc, cum). 486,22. 503,31 (traditae fuerint). — b) Plusquam-

perfecti. cum vero certum esse coepisset futurum id non esse, obligabitur qui accepisset *Iul.* 360,12. *cf.* 226,3. 625,31. *Pomp.* 433,19. *Scaev.* (196,30). 674,30. *Ulp.* 710,43 (utrum ut statim debitor liberetur, an vero cum dominus ratum habuisset). *Paul.* 335,31. 858,42. 463,55 (tunc cum). — 3) coniunctum cum aliis coniunctionibus. in continenti cum manumissis est *Ven.* (gloss.) 483,50. ~ simul cum in aliquo vitata est *Paul.* 957,3. ~ statim cum pecunia soluta est *Pap.* 757,36. *cf. Ulp.* 409,14. statim cum mulier intercesserit *Paul.* 465,6. ~ cum primum ea aqua pervenire ad eos non potuit *Caes. Paul.* 263,22 (praecedit tunc). *cf. Iul.* 704,5. *Pomp.* 495,14. *Ulp.* 659,58 (ex comi; quo primum eodd.). ~ cum primum poterit *Gai.* 488,21. *cf. Ulp.* 232,3 = rat. 77. cum primum poterit *Iul.* 186,18. *cf.* 430,58. *Dir. Fr. Ulp.* 928,5. *Val.* 264,53. *Scaev.* 674,58.

Paul. 52, 10. cum primum . . dari possit *Lab.* 686, 12. *cf. Gai. (test.)* II, 250. cum primum liber esse coeperit *Paul.* 103, 22. cum primum denuntiata esset *SC Iuv. Ulp.* 188, 2. 12. *cf. Scaev.* 68, 2. *Ulp.* 732, 29 (*praecedit tunc demum*). *Paul.* 470, 2. \sim cum semel condicio extitit *Gai.* 592, 22. *cf. Pap.* 441, 32. cum semel dixerit (*Fut. II*) *Iul.* 24, 29. *cf. Pomp.* 40, 1. 668, 2. *Scaev.* 101, 20. cum semel nuntiaverit (*Coni. Perf.*) *Iul.* 378, 14. *cf. 529, 13. Pomp.* 746, 1. *Gai.* 849, 41 (*an Fut. III*). *Ulp.* 400, 25. 282, 26 (*fuierint admissi*). 429, 41. 739, 26. 865, 1. cum semel emptio perfecta sit eiusque qui comparavit periculum vertatur *Ulp.* 538, 1. —

C. = postquam. (cum non, cum nihil = *prinsquam*). **1) cum Indicativo Perfecti.** si, cum proprii ripae meae enata est insula [et] postea totum flumen fluere inter me et insulam coepit relicto suo alveo *Proc.* 500, 3 (*Anacoluth.*). *cf. Cels.* 818, 29. 41, 14. 801, 34. *Pomp.* 4, 31. *Iun. Mauric.* 50, 12. *Ven.* 701, 26 (cum iam). *Afr.* 568, 26. *Gai.* 465, 29. *Scaev.* 414, 2 (cum *del. Mo.*). 691, 29. 269, 22. 670, 22. 869, 2. *Pap.* 169, 26 (cum nondum dies praestandae pecuniae venit = *prinsquam*). *Ulp.* 175, 27. 187, 15. 234, 21. 385, 41. 717, 12. 805, 12. 562, 13. 690, 37. 805, 4. *Paul.* 404, 12 (cum autem id fecit, id est postquam commo-davit, tunc). 666, 1. 520, 16. 882, 25. *Marcian.* 34, 51. 241, 37. *Mod.* 44, 12. — **2) cum Coniunctivo Perfecti.** si uxor . . servum emerit, deinde, cum eius factus fuerit, cum ipsum donationis causa viro tradiderit *Lab.* 714, 21. *Proc.* 689, 19. 500, 13. *Iul.* 453, 37. *Val.* 197, 18. *Clem.* 322, 29. *Ven.* 679, 15. 701, 19 (cum iam). 732, 12. *Gai.* II, 178 (*sequitur tum*). *Marcian.* 225, 10. *Marcell.* 712, 1. *Scaev.* 631, 15. 772, 31. 84, 17. 170, 3. *Pap.* 61, 7. 267, 29. *Sev. et Ant. Paul.* 655, 11. *Ulp.* 268, 26 (cum nihil sit innovatum = *prinsquam aliquid*). 360, 26. 322, 24 (tunc cum). 350, 4 (cum fuerit decreta). 575, 28. 741, 17. *Paul.* 477, 11. 492, 2. 663, 29. 635, 10. *Marcian.* 588, 20. 904, 12. *Mod.* 178, 2. 728, 29. 692, 15. *Herm.* 198, 10 (*corr. f.*). — **3) cum Coniunctivo Plusquamperfecti.** *vid. I E 2) c) pag. 1107, 27.* —

D. = eo tempore, quo. **1) cum Indicativo. a) Praesentis.** negotia quae cuiusque cum is moritur fuerint *Ed. Ulp.* 98, 27. 31. *cf. 430, 15.* si non plus quam annus est, cum de ea re . . experiundi potestas est *Ed. Ulp.* 561, 31. *cf. 602, 17. cf. Qu. Muc.* 961, 17. *Proc.* 71, 1. *Iul.* 529, 13. *Pomp.* 47, 31. 345, 29. 955, 13. *Gai.* II, 279. III, 3 *suppl. ex coll.* 16, 2. 3. *Scaev.* 848, 20. 265, 1. *Pap.* 634, 19. *Ulp.* 57, 29. 82, 17. 247, 29. 531, 12. 533, 11. 670, 29. 701, 26. 71, 9 (nunc . . cum). (*test.*) 266, 22. 275, 17. 288, 41.

298, 20. 311, 12. 329, 2. 366, 22. 371, 20 (nunc, cum). 31. 659, 27 (eius temporis fit aestimatio, cum; num quo?). 749, 12. 855, 22. 869, 20. *Paul.* 205, 4 (si litis contestationis tempore possedit, cum autem res iudicaret, sine dolo malo amisit possessionem). 473, 13 (cum *om. F.*). 526, 22. 27. 28. *Marcian. (test.)* 844, 9. \sim tunc (tum) cum *Pomp. (Trib.)* 958, 24. *Gai.* III, 11 = *coll.* 16, 2. 11. III, 124. *Ulp.* 234, 20 = *rat.* 60. 797, 21. 366, 15. 22. 369, 27. 603, 31. 870, 1. *Paul.* 661, 2. 691, 27. — **b) Imperfecti.** eamque pecuniam cum constituebatur debitam fuisse *Ed. Ulp.* 399, 1. *cf. Cels.* 645, 13. *Iul.* 903, 22 (cum testamentum fiebat; *opp. codicillorum tempore*). *Gai.* 584, 12. I, 184 et IV, 94 (olim cum). *Scaev.* 157, 12 (eo tempore cum). 353, 17. *Tryph.* 450, 6. *Ulp.* 702, 2. 593, 2. *Paul.* 50, 22. *Marcian.* 471, 20. 801, 7. 823, 2. 880, 10. \sim tunc (tum) . . cum *Proc.* 668, 17. *Iul.* 24, 12. *Pomp.* 138, 22. *Marcian.* 720, 12. *Scaev.* 906, 2. *Call.* 877, 2. *Ulp.* 166, 19. 281, 29. 396, 2. — **c) Perfecti.** quoniam nunc, cum extitit condicio, non est persona, quae obligetur *Ulp.* 699, 26. *cf. Ner.* 679, 6. *Ulp.* 808, 1. *Paul.* 873, 22. 885, 19. \sim tunc cum *Ulp.* 749, 12. 890, 2. *Paul.* 853, 27. — **d) Futuri I.** cum adhibet hereditatem, esse debet cum eo testamenti factio *Flor.* 843, 22. *cf. Ulp.* 247, 21. *Marcian.* 598, 2. cum moriar *Alf.* 135, 24. *Lab.* 78, 2. *Proc.* 96, 13. *Iac.* 157, 1. *Iul.* 1, 34. 24, 21. 91, 22. 431, 2. *Gai.* III, 100 (*suppl.*). *Scaev.* 97, 20. 100, 2. 124, 22. 131, 12. 132, 22. *Ulp.* 380, 29. 861, 12. 21. 92, 21. 429, 4. *Paul.* 1, 26. 94, 26. 97, 12. 108, 2. 186, 12. *rat.* 98. *Marcian.* 187, 2. 2. 80, 27. cum morieris *Gai.* III, 100. *Scaev.* 81, 22. 150, 21. 169, 17. *Pap.* 53, 22. 57, 29. 59, 12. 247, 12. 670, 2. *Ulp.* (248, 29). 657, 2. 10. *Paul.* 673, 13. 657, 14. *Mod.* 95, 27. cum morietur *Ulp.* 430, 26. *Pomp.* 182, 2. 261, 2. *Afr.* 30, 13. *Gai.* I, 35. II, 232 (morietur C). 277. *Marcell.* 36, 22. *Pap.* 53, 22. 58, 12. 194, 2. 195, 12. 12. *Ulp.* 259, 11. 12. 293, 1. 2. 12 (tunc . . cum). 444, 2. 657, 2. XXIV, 16. *Paul.* 40, 2. 65, 2. III, 6. *Mod.* 227, 12. cum morietur *Ulp.* 657, 2. — **e) Futuri II.** cum mortuus erit *Gai.* II, 222. 277. cum mori coeperit *Scaev.* 256, 20. tunc praecipere debebit, cum condicio extiterit *Iul.* 28, 13. *cf. Afr.* 660, 1. *Mod.* 789, 6. — **2) cum Coniunctivo. a) Praesentis.** mulier cum parturire incipiat, his ad quos ea res pertinet . . denuntiet *Ed. Ulp.* 741, 21. aestimari oportet pretium quod sit cum agatur *Proc.* 544, 22. *cf. Ven.* 675, 26. *Scaev.* 133, 10. 264, 26. *Pap.* 525, 42. *Ulp.* 304, 12 (modo . . cum). 74, 12. *Paul.* 297, 31. 503, 27. 504, 12. 661, 2. 745, 1 (nunc . . cum). \sim tunc (tum) . . cum: quisquis heres tum erit,

cum filius moriatur *Iul.* 856, 1. *cf. Afr.* 735, 3. *Ulp.* 471, 1. 633, 18. *Paul.* 288, 16. — **b) Imperfecti.** cum is metus aut sine dolo malo rei publicae causa abesset *Ed. Ulp.* 140, 17. cum absens non defenderetur *Ed. Ulp.* 140, 21. *cf.* 140, 22. 142, 30. 143, 42. cum is in potestate esset *Ed. Ulp.* 430, 16 *cf.* 602, 11. 614, 31. 551, 1. *rat. 320. cf. Alf.* 329, 12. 344, 19. *Lab.* 525, 33 (eo tempore cum). 573, 16. *Ner.* 73, 37. *Proc.* 668, 13. *Cels.* 845, 30. 42, 39. 712, 36. 941, 31. *Iul.* 361, 23. 776, 6. 24, 36. 524, 9. 626, 46. 682, 8. *Pomp.* 4, 20. 10, 8. 320, 17. 541, 17. 5, 18. 528, 36. 922, 8. 955, 31. *Afr.* 226, 21. 385, 3. 418, 22. 592, 10. 843, 1. 514, 10. 708, 3. 51. *Ven.* 501, 41 (*ex coni.*). 566, 4, 8. 630, 34. *Dir. Fr. Ulp.* 318, 3. *Maccian.* 901, 19. *Marcell.* 725, 12. 713, 4. *Marc. et Comm. Macer* 36, 30. *Scaev.* 714, 18. 825, 10. 85, 11. 452, 36. 565, 13. *Pap.* 767, 38. 897, 19. 203, 10. 718, 34. *Tert.* 897, 31 (ab initio cum). *Tryph.* 854, 18. *Ulp.* 21, 6. 61, 6. 85, 32. 277, 3. 280, 10. 282, 3. 294, 11. 12, 15. 333, 36. 334, 3. 359, 11 (ab initio cum). 360, 27. 397, 16. 430, 24. 433, 13. 440, 37. 444, 17. 455, 1, 3. 471, 30. 606, 22, 31. 615, 30. (*Trib.*) 721, 36. 807, 2. 818, 3. 868, 11. 898, 11. 12. 87, 36. 144, 41 (si, cum testaretur, minus praestabat, plus mortis tempore). 158, 33. 259, 30. 331, 14. 366, 37. 371, 33. 387, 11. 398, 38. 399, 33. 482, 16. 493, 13. 508, 9. 556, 36. 571, 35 (si, cum potestas praetoris adendu non esset, damnum interim datum est). 584, 36 (tunc sic accipimus 'cum deiceretur'). 608, 3 (cum praedium interim nullus esset). 624, 3. 625, 11. 631, 34. 741, 16. 746, 8. 767, 38. 808, 3. 817, 4. 847, 36. 870, 51. 932, 37. 945, 37. *XXIII. G. Paul.* 179, 12 (nunc cum). 206, 17. 293, 30. 308, 7. 449, 12. 22, 30. 487, 11. 30 (eo tempore . . cum). 513, 10. 621, 18. 636, 11. 673, 36. 757, 32. 873, 41. 294, 16. 518, 38. 528, 16. 587, 13. 625, 31. 657, 36. 901, 3. 904, 33. *rat. 102. coll. 4, 2, 3. Marcian.* 640, 19. 423, 8. 818, 38. 880, 13. *Macer* 830, 9. 896, 37. *Mod.* 623, 20 (sive quod alienus fuit cum veniret sine quod tunc obligatus). 681, 30. 317, 4. cum moreretur *Alf.* 91, 18. *Iav.* 157, 13. 335, 3. *Iul.* 239, 31. *Pomp.* 39, 36. 436, 34. *Val.* 252, 33. *Gai.* 171, 33. 216, 31. 550, 34. *Maccian.* 209, 36. *Scaev.* 80, 34. 221, 33. 256, 31. 269, 14. *Pap.* 865, 15. 53, 1. 58, 17. 59, 36. 248, 11. 420, 37. *Ulp.* 74, 1. 117, 3. 153, 13. 444, 36. *Paul.* 459, 17. cum obiret *Scaev.* 86, 8. *U* tunc (tum) cum: quod tunc cum vi eximeris in peculio fuerit *Ner.* 449, 38. *cf.* 679, 3. 7. 754, 51. *Iul.* 891, 38. *Pomp.* 261, 37. 290, 24. 36. 495, 7. 685, 36. *Afr.* 592, 10. *Ven.* 501, 41. *Gai.* 394, 18. 815, 33. *Marcell.* 212, 36. *Scaev.* 630, 36. 451, 3. *Pap.* 682, 34. *Ulp.* 43, 10. 399, 9. 818, 3. 154, 1 (tunc . . cum moreretur). 183, 33. 366, 30 (tunc cum moreretur). 583, 33. *Paul.* 133, 30.

334, 32. 676, 13. 130, 36. 387, 46. 627, 11. — **c) Perfecti.** iurare ita oportet 'tanti rem fuisse, cum furtum factum sit' *Iav.* 373, 38. *cf. Gai.* 1, 89. *Ulp.* 639, 33. 869, 40. *U* tunc (tum) cum: tunc requiri proximum, cum certum esse coepit neminem ex eo testamento fore heredem *Gai.* 111, 13 — *coll. 16, 2, 13. Ulp.* 458, 5 (fuerit exsoluta). 870, 3. 17, 18. *Paul.* 388, 17. — **d) Plusquamperfecti.** cuius temporis aestimatio fieret, utrum cum datum esset an cum litem contestatus fuisset *Iul.* 361, 22. 22. *cf. Marcell.* 190, 3. *Scaev.* 772, 42. *Pap.* 693, 33. *Ulp.* 845, 23 (eo tempore . . cum). *U* tunc (tum) cum: quanti tunc fuisset, cum petitum esset *Iul.* 361, 22. *cf. Pomp.* 515, 2. 621, 27, 28. *Ulp.* 633, 3. 845, 34. *Paul.* 637, 11. — **3) Cum Indicativo et Coniunctivo.** cum in magistratu est esset *Ulp.* (*lex Corn.*) 820, 8. —

E. cum historicum (narrativum). 1) cum Indicativo. **a) Imperfecti.** cum quaerebatur, inderet, si perperam indicasset, an posset eodem die iterum iudicare, respondit non posse *Alf.* 543, 36. *cf. Pap.* 51, 13. 267, 36. *Ulp.* 54, 30. 149, 11. 183, 11. 504, 13. 729, 34. *Paul.* 118, 31. 480, 11. 697, 36. 955, 31. — **b) Perfecti.** *vid. s. I C pag. 1103, 16.* — **c) Plusquamperfecti.** in navem Sauticii cum complures frumentum confuderant, Sauticii uni ex his frumentum reddiderat de communis *Alf.* 567, 20. *cf. Iav.* 695, 33 (*concess.*). 187, 43. *Pomp.* 644, 18. *Val.* 882, 33. *Afr.* 735, 17. *Scaev.* 80, 33. 671, 16. *Pap.* 247, 8. *Ulp.* 42, 9. 840, 34. *Paul.* 520, 10. *Marcian.* 240, 32. 901, 37. 107, 37. 316, 16. 432, 3. 822, 8. 825, 33. *Mod.* 141, 3. — **d) Plusquamperfecti et Imperfecti.** cum heres institutus erat filius et habebat patrem furiosum *Marcian.* 882, 36. — **2) cum Coniunctivo.** **a) Imperfecti.** agas cum in tabernam equum dediceret, mulam equus offecit *Alf.* 277, 36. *cf.* 292, 23. 27. 293, 8. 8. 553, 3. 579, 29. 90, 40. 154, 13. 394, 3. 8. 406, 36. *Lab.* 573, 11. 648, 21. 22 (*corr.*). *Proc.* 523, 39. 499, 36. 668, 34. 944, 35. *Iav.* 238, 16. 274, 31. 293, 31. 564, 36. 571, 27. 124, 35. 132, 1. 188, 1. 667, 3. 756, 16. *Ner.* 679, 1. *Cels.* 493, 28 (*corr.*). 494, 18. 522, 30. 645, 22. 845, 4. *Iul.* 96, 15. 173, 24. 329, 4. 339, 30. 710, 19. 218, 1. 425, 37. 454, 7. 496, 33. 734, 41. *Pomp.* 5, 30. 9, 8. 10, 15. 30. 289, 27. 407, 34. 506, 31. 523, 30 (*corr.*). 545, 41. 734, 12. 494, 32. *Afr.* 406, 12. 463, 36. 464, 9. 11. 490, 30. 31. 626, 32. 678, 32. 690, 29. 821, 39. 842, 26. 35. 462, 36. 545, 3. *Hadr. Ulp. coll.* 1, 6, 3 (cum forte). *Gai.* 388, 3 (*corr.*). 171, 31. 1, 74. 111, 44. *Dir. Fr. Ulp.* 318, 17. *Marcell.* 522, 31. 690, 6. 19. 709, 47. *Papir.* 839, 6 (*ex coni.*). 3. *Scaev.* 71, 36. 318, 30. 389, 1. 414, 2. 10. 497, 36. 525, 36. 543, 11. 713, 14. 773, 26. 777, 30. (*Trib.*) 67, 30. 157, 25. 730, 35. *fr. Ser. et Ant. Macer*

- 881, 44. *Pap.* 340, 1. 581, 10. 590, 34. 635, 22. 647, 30. 648, 2. 691, 12. 900, 16. 58, 36. 136, 4. 205, 3. 245, 33 (cum om. *F.*). 58. 678, 33. 679, 3. 716, 31. 731, 3. 718. 844, 13. *Coll.* 116, 3 = 818, 56. 926, 34. *Triph.* 750, 10. *Ulp.* 72, 22. 91, 22. (not. ad *Pap.*) 106, 1. 186, 21. 203, 42. 276, 11. 280, 15. 365, 11. 366, 42. 383, 4. 409, 16. 410, 31. 410, 20. 471, 12. 485, 31. 503, 23. 505, 37. 506, 3. 507, 30. 510, 25. 548, 36. 550, 8. 562, 26. 31. 37. 578, 19. 579, 7. 606, 16. 23. 706, 19. 707, 10. 716, 21. 721, 7. 735, 3. 763, 11. 774, 15. 898, 25. 43. 899, 21. 230, 37. 235, 15. 236, 58. 453, 4. 497, 33. 586, 15. 589, 38. 607, 3. 738, 3. 739, 34. 748, 56. 750, 30. 751, 1. 768, 3. 840, 37. 841, 18 (paratus esset). 866, 7. 32. *Paul.* 69, 9. 11. 103, 29. 157, 16. 205, 40. 288, 12. (cf. 820, 30. V. 23. 122). 290, 30. 315, 33. 317, 17. 368, 42. 369, 31. 396, 17. 466, 5. 476, 37. 486, 32. 519, 36. 555, 30. 590, 3. 600, 37. 601, 4. 621, 2. 637, 17. 666, 3. 769, 21. 28 (cum om. *F.*). 822, 11. 902, 10. 64, 38. 98, 36. 118, 15. 129, 34. 154, 41. 248, 17. 258, 13. 358, 36. 423, 13. 627, 33. 644, 41. 673, 15. 695, 15. 772, 31. 820, 30. (cf. 288, 12). 825, 33. 828, 36. 833, 13. 856, 34. V. 23. 12. (cf. 288, 12. 820, 30). 25. 5. *vat.* 114. 115. *Marcian.* 825, 3. *Maer.* 871, 38. *Mod.* 105, 9. 10. 413, 17. 642, 12. 43, 38. 45, 36. 161, 31. 906, 42. — b) **Coniunctionis Periphrasticae (Futuri).** cum tunc annus exiturus esset *Afr.* 568, 38. cum certa die nuptura esset *Scaev.* 714, 12. cf. 100, 7. *Ulp.* 461, 31. — c) **Plusquamperfecti.** cum muliones, qui inter duo plostra fuerant, e medio exissent, posterioris plostrum a priore percussum retro redierat *Alf.* 292, 26. cf. 33. 567, 12. 842, 18 (7). 406, 34 (cum et). 462, 3. 44. 497, 3. 3. *Lab.* 525, 16. 573, 1. 77, 33. 37. 117, 34. *Proc.* 499, 33. 500, 3. 714, 38. 31 (cum pactum conventum nullum intercessisset). *Plant.* 189, 38. *Iav.* 682, 3 (sequitur postea). 711, 22. 47, 3. 111, 3. 121, 3. 157, 6. 192, 34. *Ner.* 456, 37. *Cels.* 818, 32. 41, 7 (Anacol.). 42, 33. *Iul.* 291, 37. 520, 15. 710, 20. 724, 33. 27, 15 (cum om. *codd.*). 28, 1. 122, 33. 416, 44. 471, 4. 689, 8. 707, 3. *Pomp.* 4, 29. 6, 1. 6. 17. 32. 8, 10. 9, 10. 16. 247, 8. 688, 24. 886, 11 (cum delendum). 889, 1. 3, 33. 152, 36. 626, 14. 745, 33. *Val.* 252, 36. *Afr.* 109, 1. 226, 30. 385, 33. 463, 33. 490, 25. 678, 37. 30, 39. 394, 13. 18 (corr.). 514, 18. 30 (tum *F.*). 731, 41. *Gai.* 171, 34. 1, 62. 74. 11, 163. 195. 111, 151. *Marcell.* 274, 15. 289, 1. 412, 37. 832, 29. 906, 38. 114, 36. 587, 38. 692, 6. 713, 3. *Papir.* 71, 6. *Scaev.* 537, 17. 589, 10. 596, 29. 597, 11. 831, 4. 79, 40. (test.) 84, 33. 100, 33. 828, 41. 868, 34. 10. *Pap.* 581, 10. 597, 30. 630, 4. 634, 31. 635, 2. 588, 19. 54, 33. 34. 56, 3. 58, 1. 56. 59, 4. 61, 1. 11. 97, 1. 124, 13. 143, 34. 168, 13. 179, 36. 180, 12. 33. 193, 34. 37. 194, 34. 199, 13. 203, 31. 205, 13. 231, 5. 246, 45. 264, 7. 298, 8. 412, 33. 420, 17. 434, 10. 31. 588, 11. 679, 3. 718, 31. 806, 31. 807, 3 (concess. *F.*). 815, 18. 853, 18. 868, 3. 5. *Call.* 802, 3. *Triph.* 823, 16. 319, 3. *Ulp.* 89, 28. 99, 7. 114, 37. 124, 30. 129, 7. 31. 131, 21. 154, 35. 164, 12 (concess. *F.*). 270, 15. 276, 20. 284, 18 (= coll. 12, 7, 10). 286, 13 (si cum; *Anacol.*). 287, 14. 296, 16. 375, 38. 382, 4. 404, 16. 423, 19. 440, 36 (sequitur tunc). 453, 9 (sequitur postea). 484, 32. 489, 18. 22. 544, 10. 548, 26. 560, 13. 564, 4. 10. 16. 607, 15. 675, 3. 740, 16. 746, 30. 753, 20. 760, 11. 794, 15. 799, 11. 833, 6. 871, 30. 879, 26. 881, 31. 898, 10. 11. 41, 36. 73, 34. 74, 18. 90, 38. 116, 42. 134, 10. 197, 43. 236, 4. 241, 37. 329, 38. 341, 38. 363, 31 (cum initio). 382, 33. 426, 3. 444, 38. 445, 10. 446, 33. 453, 37. 50. 562, 33. 570, 36. 586, 38. 596, 38. 606, 34. 623, 11. 630. 624, 39. 629, 3. 632, 3. 656, 12. 738, 7. 746, 1. 750, 14. 798, 4. 809, 38 (concess. *F.*). 820, 5 (= coll. 1, 11, 1). 824, 13. 848, 4. 864, 31. 881, 3. 927, 5. *vat.* 222 (ex con.). 239. 242. coll. 1, 11, 1 (= 820, 3). 12, 7, 10 (= 284, 18). *Paul.* 63, 4. 67, 4. 104, 8. 157, 15. 181, 17. 199, 29. 214, 17. 257, 1. 314, 26. 315, 31. 421, 20. 480, 17. 508, 26. 37 (cum del. *Mo.*). 555, 31. 33. 616, 20. 637, 20. 769, 44. 822, 13. 859, 36. 73, 4. 77, 30. 95, 3. 119, 6. 148, 38. 155, 37. 200, 36. 258, 33. 434, 43. 448, 7. 449, 40. 518, 3. 527, 9. 57. 710, 15. 742, 3. 826, 7. 827, 38. 845, 11. 878, 38. 884, 38. *Marcian.* 107, 19. 167, 34. 316, 4. 406, 37. 407, 38. 833, 31. *Maer.* 51, 29. 837, 10. *Mod.* 104, 20. 161, 13. 440, 3. 714, 3 (sequitur tunc). 802, 17. 928, 33. *Herm.* 883, 37. — d) **Imperfecti et Plusquamperfecti.** cum in domo Gaii Sei locus quidam aedibus Anni ita serviret, ut in eo loco positum habere ins Seio non esset, et Seius in eo silvam sevisset *Alf.* 271, 38. cf. *Afr.* 263, 1. *Marcell.* 712, 38. *Scaev.* 720, 37. *Paul.* 277, 7. *Ulp.* 77, 9 (Anacoluth.). 634, 30. *vat.* 222. *Paul.* 111, 6. 771, 22. *Mod.* 44, 19. — e) **Imperfecti et Coniunctionis Periphrasticae.** si, cum dubitarem . . . nec essem daturus contra senatus consultum accipiens, intercesserit *Ulp.* 484, 38. — f) **Plusquamperfecti et Imperfecti.** cum tutor testamentum datus esset et id ipsum ignoraret *Iav.* 803, 7. cf. *Afr.* (463, 33?). *Marcell.* 832, 6. *Scaev.* 868, 13. *Pap.* 244, 38. 420, 36. *Call.* 876, 34. *Triph.* 596, 10. 172, 35. *Ulp.* 755, 15. 10, 3. 19, 30. *Paul.* 419, 20. 431, 20. 129, 41. 130, 5. 155, 19. 884, 38. *Maer.* 865, 18. — g) **Plusquamperfecti et Coniunctionis Periphrasticae (Futuri).** Titius cum credidisset pecuniam Sempronio . . . futurumque esset ut *Marcell.* 412, 34. — h) **Plusquamperfecti et Praesentis.** cum substitutis ab institutis legata fuissent relicta et tam instituti quam substituti omissa causa testamenti ab int. possideant hereditatem *Ulp.* 893, 22. — 3) **cum Indicativo et Coniunctivo. a) Imperfecti.** cum ex filio quis duos nepotes habebat . . . et vellet utrumque ex

aequis partibus heredem habere *Iar.* 857, ii. — **b) Imperfecti et Plusquamperfecti.** cum quidam intra legitimam aetatem esse dicebat et usus causa mancipia duxisset et . . errasset *Marcian.* 407, 5. (*corr.?*). — **c) Perfecti et Plusquamperfecti.** cum quidam heredem instituit, . . deinde secundus heres scriptus fuisset *Iul.* 29, ii. *cf. Marcian.* 865, 4. — **d) Perfecti et Imperfecti.** cum . . duodecim tabulae latae sunt et plebs contenderet *Pomp.* 6, 2. — **4) cum Coniunctivo et Indicativo.** **a) Imperfecti.** cum convenirentur . . et dicebant *Paul.* 884, ii. — **b) Imperfecti et Perfecti.** cum a te pecuniam peterem eoque nomine iudicium acceptum est *Paul.* 123, 30. *cf. Mod.* 799, ii. — **c) Plusquamperfecti et Perfecti.** cum transactio propter fideicommissum facta esset et postea codicilli reperti sunt *Scae.* 74, 30 (*Anacol.*; et *delendum*). *cf. Ulp.* 276, ii. 749, 3. —

F. cum explicativo ('indem'). **1) cum Indicativo.** **a) Praesentis.** dolum malum Servius . . definit machinationem quandam alterius decipiendi causa, cum aliud simulatur et aliud agitur *Ulp.* 119, 29. *cf. Paul.* (I, 8, 1). qui cum rem habere vult, item ad alium transfert *Ulp.* 148, 24. *cf. 72, 40.* 232, ii. ff. 779, ii. *Paul.* 31, v. II, 51, 23. — **b) Imperfecti.** si quis cum testamento nullum habebat, codicillis fideicommissa . . dedit *Iul.* 904, 1. *cf. Paul.* 183, 27. *Marcian.* 880, ii. — **c) Perfecti.** cum arbitri diem compromissi proferri iussit, cum hoc ei permissum est *Iar.* 158, 33. si, cum putavi a te mihi mandatum, negotia gessi *Ulp.* 99, 11. *cf. 16.* 729, 5. 366, 33 (cum nihilominus). 595, 90. *Paul.* 41, 6. *Mod.* 433, 59. — **2) cum Coniunctivo.** **a) Praesentis.** si quis, cum filium et filiam habeat, utrumque heredem instituere velit *Iul.* 174, ii. *cf. Cels.* (41, i?). *Pomp.* 682, ii. *Ven.* 675, ii. *Gai.* 638, 22. *Scae.* 107, 30. *Pap.* 525, 34. *Ulp.* 185, 1. 197, 30. 774, 35. 158, 3. *Paul.* 157, 32. 521, 32. (*not. ad Lab.*) 648, 30. 655, 2 (*ex con.*). 472, 34. 532, ii. *Marcian.* 583, 6. — **b) Imperfecti.** qui eam, quae in potestate eius esset, genero mortuo, cum eum mortuum esse sciret, . . in matrimonio conlocaverit *Ed.* *Iul.* 82, 5. *Ed.* *Ulp.* 84, ii. *vat.* 320. 320. *cf. Qu. Muc.* 961, 15. *Lab.* 573, 3. *Iar.* 334, 45. *Ner.* 553, ii. 534, 18. *Cels.* 362, 33. *Iul.* 400, 1. 430, 2. 690, 17. 856, 1. 26, 4. 160, 32. 470, 32. 523, 32. 529, 3. 3. 706, 18. 734, 38. 891, 36. *Pomp.* 265, 21. 271, ii. 359, 32. 156, 4. 644, 13. 705, 3. *Mod.* 30, 53. 148, 43. *Ven.* 310, 6. 630, 33. *Dir. Fr.* *Ulp.* 318, 3. *Gai.* I, 67. 69. II, 43. *Marcell.* 494, 7. 680, 23 (*ita . . cum*). 728, ii. 906, 32. 36, 59. 211, 46. 319, 32. 364, 36. 536, 36.

713, 5. *Scae.* 457, 7. 537, 12. 36. 69, 34 = 254, 40. 113, 3. 205, 4. 468, 39. *Pap.* 448, 31. 790, 30. 51, 17. 53, 5 (cum forte; *Anacol.*). 171, 4. 466, 32. 486, i (cum tutores non haberent). 668, 33. 716, 33. *Call.* 826, 25. *Tryph.* 338, 5. *Ulp.* 42, 30. 54, 22. 97, 11. 100, 32. 120, 3. 177, 1. 197, 31. 36. 366, 6. 37. 375, 5. 382, 36. 437, 7. 440, 27. 460, 4. 481, 32. 484, 22. 504, 12. 578, 16. 669, 36. 698, 23. 749, 23. 804, 29. 817, 28. 29. 853, 6. 21. 1. 13. 21. 3. 341, 32. 347, 56. 367, 56. 372, 8. 384, 17. 422, 11. 13. 478, 18. 506, 38. 631, 47. 632, 13. 633, 8. 634, 35. 681, 35. 698, 27. 739, 19. 741, 10. 832, 30. 834, 17. *Paul.* 50, 18. (*Paul.*) 94, 30. 193, 40. 275, 11. 290, 27. 293, 30. 319, 21. 365, 31. 477, 7. 487, 17. 23. 488, 7. 495, 39. 522, 4. 589, 37. 600, 12. 768, 32. 791, 9. 859, 10. 885, 40. 65, 16. (*not. ad Lab.*) 118, 34. 195, 35. 472, 37. 665, 10. 697, 33 (*corr.*). *vat.* 115. *coll.* 7, 2. 1. *Mod.* 645, 35. 666, 38. — **c) Perfecti.** morte insecuta, cum id scieris *Afr.* 491, 6. *cf. Ulp.* 396, 32. 804, 29. *Paul.* 329, 23. 517, 31. 551, 37. 294, 11. — **d) Plusquamperfecti.** lana lino purpura uxori legatis, quae eius causa parata essent, cum multam laenam et omnis generis reliquisset, quaerebatur *Afr.* 91, 4. quid enim fiet, inquit (Labeo), si, cum mille oves fundum sustinere potuisset, duo milia ovium in eo fundo fuerint? *Iar.* 131, 41. *cf. Iul.* 429, 36. 22, 33. *Pomp.* 16, 31. *Maecian.* 209, 33. *Marcell.* 494, 9. 713, 13. *Scae.* 772, 30 (*corr.*). 66, 13. *Pap.* 905, 27 (qui cum tabulas test. non fecisset, codicillis ita scripsit; *cf. Iul.* 904, 1 *supra* I F 1 b)). 195, 4. *vat.* 294, 1 (cum eam donationem testamento non confirmasset). *Ulp.* 80, 9 (cum non locasset operas suas). 563, 1. 4 (vel cum . . vel cum = *sive* . . *sive*). 735, 2. 50, 34. 191, 36. 234, 37. 421, 36. *Paul.* 123, 8. 679, 11. *Marcian.* 454, 33. — **e) Imperfecti** (*vel Coniugationis Periphrasticae*) **et Perfecti.** cum . . in claudestini auspicionem non veniret, servus autem meus putaverit *Pomp.* 610, 15. cum ad filium familias esset perventura pecunia, ideo autem rem Titium acceperim, ne etc. *Ulp.* 433, 3. —

II. Coniuncta notione temporali et conditionali (= quo casu). **A. Ad introducendum diem vel conditionem in supremis ordinandis, stipulationibus, similibus adiectam.** qui promisit, si aliquid a se factum sit vel cum aliquid factum sit, dare se decem *Cels.* 386, 17. *cf. Ulp.* 635, ii. si Titio 'cum is annorum quattuordecim esset factus' legatum fuerit . . non solum diem, sed et conditionem hoc legatum in se continet 'si effectus esset annorum quattuordecim', qui autem in rerum natura non esset, annorum quattuordecim esse non intellegitur. nec interest, utrum scribatur 'si annorum quattuordecim factus erit' an ita, cum pri-

ore scriptura per condicionem tempus demonstratur, sequenti per tempus condicio, utrobique tamen eadem condicio est *Pomp.* 263, i. non solum ita stipulari possumus: 'cum morieris' sed etiam 'si morieris': nam sicuti inter haec nihil interest 'cum veneris' aut 'si veneris', ita nec ibi interest 'si morieris' et 'cum morieris' *Ulp.* 657, §. — 1) **cum Indicativo.** a) **Futuri I.** cum rei publicae causa aberit *Tryph.* 793, 24 cum Titius annorum triginta erit *Iul.* 430, §. cf. 462, 3. *Afr.* 856, 30. *Gai.* II, 276. *Scaev.* 318, 10. *Ulp.* 14, 14. cum erit annis sedecim *Scaev.* 79, §. cf. 257, §. cum heres erit *Pomp.* 846, u. cf. *Paul.* 883, 24. cum sui iuris erit *Paul.* IV, 1, 12. cum liber erit *Cels.* 864, 2. *Pomp.* 428, §. *Iul.* 26, §. *Scaev.* 468, §. *Ulp.* 748, §. *Paul.* 828, §. cum pubes erit *Ulp.* 183, §. *Paul.* 262, §. cum servus erit *Paul.* 517, §. cum commodum erit *Proc.* 944, §. §. cum licebit *Scaev.* 100, §. (per aetatem). *Paul.* 432, §. (per leges). cum morieris aut capite minueris *Ulp.* 248, §. cum potero *Proc.* 944, §. §. cum poterit *Ulp.* 748, §. 458, §. (decem dare). cum volum *Scaev.* 81, §. cum volet *Scaev.* 86, §. — b) **Futuri II.** cum coeperit *Ulp.* 748, §. (sapere). *Paul.* 746, §. (suae mentis esse). 663, §. (servus esse). §. (locus ex sacro religiosove profanus esse). cum rationes dederit *Gai.* 465, §. cum desierit *Ulp.* 748, §. (furere). 652, §. (debitor esse). cum testamentum fecerit *Iul.* 333, §. cum fuerit (*an Coni. Perf.?*) annorum viginti quinque *Scaev.* 146, §. cf. 162, §. cum fuerit factus *Ulp.* 88, §. (sui iuris). §. (suae aetatis). cum sedecim annos impleverit *Scaev.* 451, §. 452, §. cum magistratum inierit *Paul.* 262, §. cum capite minutus erit *Pap.* 717, §. cum habuerit *Iav.* 192, §. *Iul.* 452, §. (in familia). *Scaev.* 121, §. (in familiam). *Ulp.* 183, 27. *Paul.* 262, §. (in familiam). cum ad annum vicesimum quintum perveneris *Scaev.* 146, §. cum pervenerit *Ulp.* 88, §. (ad pubertatem). 88, §. et *Paul.* 88, §. (in tutelam suam). cum ad statutam aetatem pervenerint *Scaev.* 176, §. cf. *Marcell.* (456, §). cum potiero *Ulp.* 657, §. cum petierit *Scaev.* 196, §. cum poposero *Gai.* 323, §. cum potuero *Proc.* 944, §. §. cum potuerit *Iav.* 952, §. et §. (fari). *Iul.* 186, §. Capitulum ascendere; 430, §. *Val.* (264, §). *Paul.* (52, 10). *Mod.* 846, §. (capere). cum redierit *Tryph.* 793, 21. cum servierit annos decem *Scaev.* 450, §. cum annorum septem operas solverit *Iav.* 467, §. cum res alienum solum erit *Gai.* 435, §. cum sana salvae venero *Paul.* 476, 29. cum tibi visum fuerit *Claud. not. ad Scaev.* 440, §. cum

volueris *Paul.* 657, §. cum voluerit *Ulp.* 73, §. — 2) **cum Coniunctivo.** a) **Praesentis.** cum in familia nubas *Scaev.* 85, §. cum primum possis *Gai.* (II, 250). cum suae tutelae sit *Ulp.* 88, §. — b) **Imperfecti.** cum annorum triginta esset *Pomp.* 434, §. cf. *Marcell.* 187, §. cum liber esset *Iul.* 237, §. *Scaev.* 176, §. cum pubes esset *Iav.* 190, §. cum commodissimum esset *Lab.* 686, u. cum annos sedecim haberet *Iav.* 244, §. cum nuberet *Scaev.* 85, §. (in familia). 86, §. (alii). 121, §. (in familia; del.). — c) **Perfecti.** cum adoleverit *Ulp.* 88, §. cum iustae (maturae) aetatis sit factus *Ulp.* 88, §. §. cum fuerit annis quindecim *Scaev.* 257, §. cum quatuordecim annos impleverit *Scaev.* 107, §. cum in familia nupserit *Scaev.* 121, §. cum ad pubertatem pervenerint *Marcell.* 456, §. — d) **Plusquamperfecti.** cum nuptum ire coepisset *Paul.* 727, §. cum certam aetatem complexisset *Pap.* 635, §. cf. *Ulp.* 230, §. cum dedisset *Alf.* 462, §. (decem). §. (annorum septem operas). cum is uti fruique desisset *Scaev.* 113, §. cum viginti annos explessset *Marcell.* 542, §. cum primum libera fuisset *Scaev.* (68, §). cum liberos habuisset *Scaev.* 642, u. cum impleisset cum aetatem *Scaev.* 106, §. cum nupsisset *Lab.* 469, §. *Iul.* 795, §. (in familia). *Pomp.* 191, §. *Paul.* 77, §. (in familia). cum ad annos sedecim pervenisset *Iav.* 244, §. cf. *Marcell.* 190, §. *Scaev.* 176, §. *Pap.* 59, §. *Ulp.* 14, §. *Paul.* 253, §. cum Callimachus Brontesius pervenisset *Scaev.* 670, §. cum petissent *Scaev.* 196, §. cum cum septem annis servisset *Alf.* 462, §. cum in suam tutelam venisset *Iav.* 857, §. cf. *Ulp.* 6, §. —

B. Ad exponendam vel complendam vel distinguendam speciem facti. *Plerumque praecedit aut sequitur 'quero', 'quaesitum est', 'respondi' similia.* 1) **cum Indicativo.** a) **Praesentis.** quaesitum est, cum iste Scius substantiam suam dissipat et veretur pater fideicommissarii, non inane fideicommissum constituatur, an etc. *Scaev.* 269, §. cf. *Paul.* 118, §. (instituit). — b) **Imperfecti.** respondit, cum memor erat eorum, quae testamento cavisset, Stichum his praediis. . . cedere *Scaev.* 170, §. cf. 435, §. — c) **Perfecti.** quaeritur, cum ante testamentum et filia et nepos decesserunt et intestati bona pertinuerant ad pronepotem eius, an etc. *Scaev.* 67, §. cf. 637, 1. 112, §. 132, §. 164, §. 264, §. 533, §. — d) **Plusquamperfecti.** quaesitum est, cum puella non ex causa legati pecuniam in dotem ab heredibus patris acceperat, sed mortuo secundo marito mater familias facta dotem recipereval, an etc. *Scaev.* 85, §. cf. 72, 21. 100, §. 105, §. 157, §.

Paul. 154, 43. *Mod.* 629, 30. — **e) Coniunctio Periphrasticae.** quaero, cum . . legata non fuerant excessura usque legis Falcidiaae, an *etc.* *Iar.* 213, 80. — **2) cum Coniunctivo.** **a) Praesentis.** quaero, cum sint idonei curatores, an *etc.* *Scaev.* 136, 31. *cf.* 95, 21. 197, 13 (paratus sit). 389, 4. 742, 21. 67, 2. 70, 2. 80, 14. 86, 33. 133, 1. 156, 34. 169, 31. 468, 31. *Paul.* 64, 39. *Mod.* 765, 33. 95, 41. 433, 34. — **b) Imperfecti.** quaero, cum praeior in ipsum pupillum, quamvis postea hereditas obvenisset, creditoribus tamen patris actionem non daret, an *etc.* *Iar.* 554, 1. *Iul.* 734, 13. *Scaev.* 258, 13. 727, 22. 770, 22. 772, 25. (*gloss.* ?) 792, 22. 82, 3. 86, 3. 106, 17. 720, 33. *Pap.* 515, 7. *Ulp.* 807, 18. *Paul.* 318, 4. 571, 6. — **c) Perfecti.** quaero, cum contra tabulas testamenti petierit filius Scii adversus Maevium, utrum deducto usu fructu pars debita ei fundi restituenda sit an solida *Iar.* 335, 2. *cf. Iul.* 408, 33. *Afr.* 629, 11. *Gai.* III, 198 (*ex comi.*). *Marcell.* 187, 25. 300, 31. 456, 13. *Scaev.* 72, 16. 272, 12. 15. 318, 10. 400, 37. 428, 2. 525, 40. 587, 22. 36. 636, 36. 643, 1. 849, 9. 860, 16. 902, 29. 68, 33. 69, 16. 22. 79, 1. 31. 81, 12. 11. 83. 82, 33. 83, 36. 84, 1. 85, 1. 104, 39. 105, 8. 11. 22. 111, 33. 112, 3. 113, 13. 22. 121, 35. 125, 4. 131, 3. 2. 132, 36. 144, 37. 145, 18. 37. 164, 3. 254, 11. 255, 18. 256, 8. 257, 17. 440, 41. 450, 33. 451, 18. 452, 7. 468, 17. 530, 17. 637, 13. 670, 33. 671, 14. 25. *Ulp.* 217, 13. *Paul.* 317, 36. 726, 36. 768, 36. 822, 49. 110, 17. 130, 12. 155, 2. *Mod.* 195, 35. 586, 17. 103, 1. 109, 34. 440, 18. — **d) Plusquamperfecti.** quaesitum est, cum Titius ex institutione adisset et impubere filio mortuo ex substitutione heres existisset, quantum legatorum nomine praestare deberet *Iul.* 218, 38. *cf.* 543, 13. 598, 34. *Scaev.* 124, 25. 497, 29. 557, 31. 82, 31. 84, 13. 86, 34. 146, 18. 256, 35. 564, 37. 670, 37. *Pap.* 317, 12 = *vat.* 258. 58, 11. 168, 30. 33. 469, 33. *Mod.* 864, 32. 539, 36. — **e) Praesentis et Perfecti.** quaesitum est, cum . . reliquerit et quasdam summas non intulerit *Scaev.* 467, 33. — **f) Perfecti et Praesentis.** quaesitum est, cum Eros et Stichus . . administraverint, sint autem Damae . . filii naturales *Scaev.* 84, 37. *cf.* 104, 36. 440, 36. 648, 33. *Paul.* 860, 17. *Mod.* 43, 36 (*corr.*). — **g) Perfecti et Imperfecti.** quaero, cum Spondophorus rationes pupillae non administraverit et vivo patre familias desierit ipsis rationes administrare et, si viveret, Titia nunc haberet amplius duodecim *Scaev.* 452, 31. — **h) Perfecti et Plusquamperfecti.** cum alimenta libertis . . reliquerit a re publica et ex praediis . . dari voluisset *Scaev.* 147, 30. — **i) Perfecti et Praesentis et Imperfecti.** quaero, cum Lucius Titius aliquo tem-

pore Maevii negotia gesserit et per eum non stet . . Publius autem Maevius nollet *Scaev.* 104, 36. — **3) cum Indicativo et Coniunctivo.** **a) Perfecti et Praesentis.** quaero, cum uxor intestata decessit et legitima eius hereditas ad fratrem pertinere *Scaev.* 68, 33. *cf. Paul.* 64, 31. *Mod.* 766, 1. — **b) Perfecti.** cum neque fideiussor datus est nec omnis pecunia . . soluta sit *Scaev.* 537, 3. *cf. Paul.* 65, 16. — **c) Plusquamperfecti et Perfecti.** cum filius . . annorum fuerat novem et Titius post biennium et sex menses decesserit *Scaev.* 452, 11. — **4) Cum Coniunctivo et Indicativo.** **a) Praesentis.** quaesitum est, cum omnis executio huius ad adultos pertineat et causam . . idonei iuri possunt *Scaev.* 863, 3. — **b) Praesentis et Plusquamperfecti.** quaesitum est cum plus domino debeat . . et omnes res . . hereditus dederat *Scaev.* 468, 3. — **c) Perfecti.** cum Scius pro uxore centum creditoribus solverit . . postea autem legavit *Scaev.* 79, 16. — **d) Perfecti et Praesentis.** quaero, cum urgentibus creditoribus distracta sit nec . . diel potest *Scaev.* 137, 30. — **e) Plusquamperfecti.** quaesitum est, cum res in dotem datae plures ipso usu finitae essent nec moriente marito fuerant *Scaev.* 118, 39. *cf.* 150, 36. — **f) cum supervivente . .** postea autem decesserit et transmisit *Scaev.* 147, 3. cum . . solutum sit . . paratus fuerit . . voluit . . stet *Scaev.* 674, 33. —

C. Ceteri loci. **1) cum Indicativo.** **a) Praesentis (cum iterativum; plerumque fere = quotiens. cf. Ulp. 376, 37).** quo tutela redit, eo et hereditas pervenit, nisi cum feminae heredes intercedunt *Qu. Muc.* 961, 16. cum manu sata in venditione fundi excipiuntur, non quae in perpetuo sata sunt excipi videntur, sed quae singulis annis seri solent *Lab.* 525, 25. *cf.* 648, 30. *Aug. Paul.* 843, 3 (*an causul.* ?). *Proc.* 944, 4. *Ulp.* 195, 29. 373, 37. 94, 14. 213, 17 (substituit). 13. *Ner.* 622, 23. 627, 17. 727, 13. *Cels.* 20, 21. 134, 22. 493, 31. 645, 20. 646, 5. 845, 15. 175, 36. 613, 37. 715, 3. 941, 37. 30. 33. 968, 18. *Hadr. Ulp.* 787, 33 = *coll.* 11, 7, 1. *Iul.* 12, 20. 241, 37. 26. 322, 1. 384, 22. 690, 13. 694, 2. 841, 3. 27. 882, 1. 895, 2. 24, 32. 25, 16. 26, 18. 120, 3. 33. 167, 14. 173, 34. 37. 174, 3. 185, 36. 37. 261, 13. 282, 36. 308, 43. 309, 4. 324, 11. 333, 13 (institutum). 378, 10. 408, 11. 417. 454, 3. 470, 31. 529, 3. 658, 11. 680, 31. 682, 3 (naturales obligationes non eo solo aestimantur, si . . , verum etiam cum). 734, 17. 752, 36. *Pomp.* 515, 4. 523, 36. 617, 29. 658, 4. (*Qu. Muc.*) 711, 35. 720, 37. 830, 17 (institutimus). 182, 3. 495, 11. 549, 13. 613, 43. 680, 3. 3. 698, 22. 727, 3. 943, 12. 944, 1. *Afr.* 117, 17. 920, 32. *Clem.* 822, 23. *Uen.* 170, 36. 614, 31. 676, 13. (*Trib.* ?) 701, 37. *Claud.*

Sat. 850,4. *Gai. (Trib.?)* 186,10. 194,30. 518,19. 818,30. 410,17. 418,3 (obvenit). 519,4. 552,30. 677,4. 13. 954,40 (cum *ferre* = quod). 1. 96. 96. 134. 160. 161. 162. 11. 181. 262. 111,7 = coll. 16, 2, 7. 111. 32 (suppl. *ex Inst.*). 52. 70 (intervenit). 195. 195. IV, 2. 3. 3 (suppl.). 31. 73 (suppl. *ex Inst.*). 79. 80. 87. 102. 140. 140. 148. *Maecian.* 208,44 (intervenit). 252,44 (restituit). 253,37. 720,40. *Marcell.* 175,2. 92,30 (non aliter . . . quam cum). *Papir.* 907,33. *Scaev.* 275,37. 631,23. 773,37. *Flor.* 412,30. 475,30. *Pap.* 75,7. 169,37. 210,10. 12. 234,3. 235,19. 340,22. 363,4. 7. 465,30. 468,22. 495,3. 590,19. 595,33. 629,30. 630,31. 634,3. 644,33. 691,6 (convenit). 712,6. 736,19. 799,31. 857,37 (substituit). 4. 858,10. 902,2. 2. 50. 52,13. 56,7. 60,13. 124,12. 162,1. 168,33. 195,11. 244,31. 245,1. 247,35. 267,31. 310,1. 3. 336,30. 466,34. 629,30. 718,30. 37 (solvit). 757,3. 825,37. 842,37. 880,16. 904,37. 961,33. *rat.* 294,1. 333. 333. *Call.* 196,12. 540,12. 770,12. 827,3. 851,33. 854,30. 862,12. 877,7. 907,12. 914,3. 930,33 (consumitur, quotiens magna capitis minutio intervenit, id est cum libertas admittitur). *Sec. et Antonin. Ulp.* 134,8. *Ulp.* 2,16. 13,7. 14,3. 63,22. 92,4. 127,21. 128,37. 129,11. 132,37. 142,37 (restituit). 30 (subvenit). 144,23. 163,3. 166,16. 185,3. 186,2. 219,24. 24. 223,22 (solvit). 229,32 (paratus est). 233,10. 241,33. 242,30. 243,30. 286,12. 294,34. 313,37. 325,11. 337,12. 352,13. 353,30. 374,38. 379,21. 381,12. 394,33. 408,16. 409,30. 425,2 (emit). 447,15. 450,31. (*Paul.?*) 468,6. 470,30. 473,31. 515,13. 519,16. 549,1. 30 (convenit). 585,30 (convenit). 608,33. 609,6. 30. 615,11 (semper, cum). 31. 619,1. 624,3. 672,2. 674,7. 9. (*Trib.?*) 687,13 (intervenit). 698,41. 699,30. 706,37. 717,12. 719,11. 749,31. 794,40. 819,37. 829,15. 837,31. 867,37. 877,30. 880,6. 12,51. 41,30. 33. 42,1. 73,37. 74,31. 88,3. 93,30. 115,12. 116,30. 135,1. 3. 151,43 (semper cum). 217,12. 222,34. 233,3. 235,3. 260,33. 263,12. 266,13. 270,43. 272,1. 281,30. 288,37. 297,10. 299,30 (semper cum). 302,40. 304,12. 305,31. 37. 306,1. 308,17. 317,33. 33. 341,33. 350,37 (non solum cum . . . verum etiam si). 363,13. 376,22. 385,30. 37. 396,10. 409,12. 411,33. 415,2. 4. 421,12. 428,13. 430,17. (*Trib.?*) 442,30. 447,37. 477,12. 508,1. 533,30. 548,10. 583,10. 583,10. 618,13. 623,12. 624,3. 649,12 (cum . . . semper). 651,41. 655,12. 656,3. 661,31. 682,3. 702,30 (corr.). 723,34. 752,12. 761,12. 33. 771,30. 31. 31. 32. 33. 33. 777,3. 780,6. 33. 877,37. 881,17 (defendit). 898,3. 918,11. 932,33 *et* 30 (*ex con.*). 936,33 (unum quotiens quid contra naturam nascitur, . . . alterum, cum quid prodigiosum videtur). 950,7. 957,30. 964,30. 966,1 (cum . . . sem-

per). 3. *rat.* 145 *ferre* = 222. *Paul.* 3,1. 4. 20,19. 92,30. 139,9 (aliter atque cum). 140,7. 8. 9. 142,20. 146,10. 157,7 (cum *del. Mo.*). 7. 166,1. 179,13. 181,30. 193,12. 206,30. 252,31. 266,6. 307,2. 314,15. 327,5. 7. 328,11. 335,15. 355,33. 368,1. 2. 372,37. 377,3. 379,20 (constituit). 449,13. 467,16. 486,20. 510,10. 535,11. 540,9. 556,19. 564,23. 571,22. 575,37. 621,14. 628,17. 639,7. 9 (deprehendit). 641,22. 643,30. 644,30 (*ferre* = 11, 17, 13 *ubi tamen sequitur Coni. Perf.*). 647,4. (*not. ad Lab.*) 648,16. 674,19 (non aliter quam cum). 679,11. 727,40. 763,30. 764,12. 768,32. 770,3. 774,23. 776,17. 886,40. (*Lab.*) 1,30. 63,17. 76,42. 96,37. 104,3. 108,40. 110,30. 122,31. 129,31. 149,31. 154,30. 166,37. 168,37. 206,3. 33. 211,3. 224,34. 263,37. 293,33. 327,30. 400,33. 401,12. 423,30. 456,31. 459,51. 527,7 (ibi, cum). 4. 551,63. 625,17. 629,12. 645,37. 646,30. 41. 42. 654,13 (si stipulator, ut . . . non magis obligatio constituit, quam cum stipulator, ut). 662,2. 664,12. 671,43. 679,41. 691,30. 695,3. 711,31. 720,12. 742,4. 775,11. 781,33. 796,3. 818,13. 844,30. 37 (*ferre* = V, 16, 2, *ubi tamen si*). 890,13 (convenit). 935,31 (*corr.?*) cuius *pro* cum *Mo.* 937,41. 938,1. 2. 3. 3. 952,30. 964,23. 30 (*ferre* = 967,30, *ubi tamen Coniunctivus sequitur*). 967,31. 1. 8. 1. 111, 6, 33 (finitur ususfructus . . . morte, cum usufructuarius moritur: tempore, quotiens ad certum tempus ususfructus legatur). 8. 4. IV, 14, 1 (*verbum ex sensu supplendum est*). V, 4, 4. 7. 4 (intercidit). 11. 4. 15. 4. 15. 6. 16. 10. 29. 2. 33. 5. *rat.* 111. coll. 2, 5, 1; 4, 11, 6, 1. *Marcian.* 447,12. 36,4. 407,31 (recitantur; recipiantur *Mo.*). 414,31. 455,33. 793,13. 830,3. 849,37. *Macer* 866,4. 872,12. 873,37. 33. 896,30. 31. *Mod.* 23,31. 31. 158,34. 595,30. 901,30. 39,12. 43,3. 351,30. 352,3. 647,30. 30. 31. 33. 41. 648,4. 867,7. 942,12. 12. *Char.* 843,31. *Herm.* 198,3. 645,7. 3. *auct. inc. rat.* 93. 317 (intervenit). *ita* cum *Ulp.* 949,41. *ita* demum . . . cum *Hadr. Ulp.* 840,17. *Ulp.* 156,6. 698,30. *id* (iu *F!*; *num* *ita?*) *demum* *rat* est, cum et omnes indicasse palam est *Pomp.* 152,30. *tunc* (*tum*), cum *Iul.* 22,33. 135,12. 529,3. *Marcell.* 510,12. 540,37. *Flor.* 475,10. *Pap.* 363,11. 848,6. 143,44. 221,3. 247,33. 757,17. *Ulp.* 37,33. 59,23. 61,4. 381,32. 471,1. 270,10. 295,33. 476,34. 742,1. 779,3. 812,31. 934,33. *Paul.* 136,7. 344,12. 462,12. 493,11. 555,22. 347,34. 726,10. 954,12. *rat.* 111. *Mod.* 652,6. *tunc* *demum* cum *Marcell.* 113,3. *Pap.* 2,22. *Paul.* 195,4. *tum* maxime cum *Gai.* IV, 139. *tunc* solum cum *Gai.* III, 117. *quem* *admodum* cum *Paul.* 242,20. *sicuti* cum *Call.* 330,33. 33. 33. 34. *Ulp.* 89,10. 880,3 (cum *del. Mo.*). 385,42. *Marcian.* 858,30. *veluti* cum *Proc.*

944, 8. 5. II. *Pomp.* 386, 26. 404, 29. 437, 29. 515, 1. 182, 12. 644, 14. 714, 14. 715. *Gai.* IV, 34. 140. 140. 141. 141. *Pap.* 731, 11. *Call.* 930, 36. 57. *Ulp.* 503, 31. 547, 30. *Paul.* 48, 19. 372, 26. 486, 29. 564, 23. 242, 3. 650, 9. 16. 11. ut cum *Tryph.* 889, 7. *Paul.* 645, 36. *coll.* 2, 5, 4. *atpita* cum *Ulp.* 501, 29. ~ utique cum *Gai.* III, 96. — b) **Imperfecti.** testamentum faciebant . . . in procinctu, id est cum belli causa arma sumebant *Gai.* II, 101. cf. 254. IV, 24. — c) **Perfecti.** cum in plures annos domus locata est, praestare locator debet, ut etc. *Lab.* 572, 19. cf. 121, 22. 956, 36 (nisi cum). *Proc.* 511, 26. 944, 14. *Iar.* 158, 34. 274, 32. 445, 17. 883, 36. 191, 3. 213, 14. 335, 10. 380, 31. 510, 36. 666, 13. *Cels.* 274, 30. *Iul.* 96, 18. 209, 7. 305, 1. 429, 34. 441, 11. 12. 678, 19. 26, 36. 185, 38. 261, 31. 262, 16. 313, 33. 454, 13. 529, 30. 614, 18. 658, 13. 688, 33. *Pomp.* 239, 6. 354, 22. 391, 7. 541, 12. 705, 29. 103, 17. 182, 1. 429, 33. 495, 12. 540, 1. 664, 33. 714, 17. 721, 16. 886, 4. *I'ol.* 148, 3. 197, 12. 252, 36. *Afr.* 534, 36. 643, 40. 689, 36. *Clem.* 192, 3. *I'en.* 675, 11. 676, 13. *Claud. Sat.* 849, 43. *Gai.* III, 83. 186 (quaesita et iuveta est; sit *Inst.* 4, 1, 4). *Maecian.* 197, 1. *Marcell.* 253, 24. 49, 4. 175, 11. 243, 33. 244, 3. 364, 33. 420, 3. 439, 22. 666, 18. *Scaev.* 256, 56. *Pap.* 170, 6. 293, 13. 387, 11. 420, 12. 581, 29. 595, 36. 683, 19. 768, 3. 800, 9. 826, 32. 60, 5 (interveni). 194, 40. 203, 42. 205, 32. 525, 11. 627, 32. 694, 13. *vat.* 294, 1. *Call.* 420, 29. 486, 38. 877, 12. *Tryph.* 684, 22. 501, 14. *Rescr.* *Ulp.* 142, 19. *Ulp.* 64, 7 (corr. ?) 176, 22. 208, 3. 294, 17. 295, 10. 312, 6. 15 (exsolvit). 324, 13. 452, 16. 461, 22. 472, 26. 502, 1. 2. 503, 12. 530, 9. 533, 9. 703, 30 (pervenit). 13, 9. 92, 33. 151, 1. 167, 4. 268, 11. 284, 11. 305, 4. 376, 24. 391, 10. 438, 11. 444, 18. 586, 17 et 31 (venit). (595, 37 ?). 611, 30. 638, 17. 705, 47. 771, 16. 841, 37. 898, 16. *Paul.* 61, 16. 12. 26. 67, 8. 92, 23. 104, 16. 139, 29. 157, 9. 302, 1. 327, 22. 355, 30. 509, 12. 533, 30. 539, 34. 594, 9. 626, 4. 628, 13. 638, 4. 683, 22. 720, 20. 87, 17. 110, 33 (nisi cum). 115, 13. 175, 33 (nisi cum). 189, 11. 14. 16. 211, 31. 241, 40. 248, 36. 263, 36. 506, 13. 512, 8. 628, 3. 647, 37. 662, 11. 663, 2. 11. 664, 40 (del. *Mo.*). 711, 30 (not. ad *Lab.*) 724, 33. 725, 27. 773, 29. 885, 3. 890, 36. 962, 3. (gloss.) I, 19, 1. II, 7, 1. *coll.* 2, 7, 1. *Marcian.* 600, 1. 863, 30. 32, 33. 92, 7 (del. *Mo.*). 241, 31. 825, 33. 849, 31. *Mod.* 149, 31. (433, 37 ?). 464, 33 (pervenit). 647, 37. 692, 15. *Herm.* 482, 13. ~ parvum inter hanc speciem interest et cum alias creditor debitori suo existit heres *Marcell.* 36, 36. (cf. *Gai.* 181, 38). ~ totiens . . . cum *Pap.* 717, 37. tunc (tum) cum *Iar.* 554, 13. *Pomp.* 621, 21. *Gai.* 382, 31. *Maecian.* 196, 45. *Pap.* 387, 3. 683, 2. 777, 1. 117, 44. *Ulp.* 26, 2. 276, 10. 349, 30. 482, 9. 826, 29. 571, 3.

750, 33. *Paul.* (Trib. ?) 406, 26. 456, 11. 198, 18. 624, 26. *Marcian.* 709, 36. *Herm.* 421, 11. tunc demum cum *Iul.* 429, 37. *Ulp.* 694, 30. (Trib. ?) 701, 22. *Paul.* (Trib. ?) 631, 36. ~ quemadmodum cum *Marcell.* 886, 1. *Paul.* 41, 3. sicut cum *Marcell.* 212, 36. 762, 31. *Ulp.* 455, 29. *Paul.* 242, 1. veluti cum *Iul.* 510, 17. *Pomp.* 714, 18. *Paul.* 629, 33. *Paul.* 328, 11. 511, 29. 463, 34. 568, 16. 664, 3. *Maec.* 875, 13. ut cum *Ulp.* 627, 25. — d) **Plusquamperfecti.** deinde cum ad iudicem venerant . . . solebant breviter . . . rem exponere *Gai.* IV, 15. quemadmodum terra marique capta, cum in suam naturalem habitatem pervenerant, desinerent eorum esse qui ceperunt *Ulp.* 497, 36. ~ maxime cum *Ulp.* 42, 1. — e) **Futuri I.** omnia, cum ea mancipia venibunt, palam recte pronuntiant *Ed.* *Ulp.* 602, 9. cf. 382, 3. *Cels.* 712, 33 (Paccipiam). *Iul.* 273, 3. *Pomp.* 260, 31. 158, 18 (cum agere poterit; coeperit *Stephanus*). *Afr.* 614, 3. 277, 3. *Ven.* 170, 37. *Marcell.* 569, 36. 48, 11. (not. ad *Iul.*) 239, 7. 439, 33. *Papir.* 839, 6 (corr. ?). *Scaev.* 441, 3. *Ulp.* 439, 18. (Trib. ?) 472, 1. 737, 31. 796, 9. 596, 18. *Paul.* 92, 36. 202, 31. ~ tunc cum *Ulp.* 701, 35. *Paul.* 50, 37. 392, 36. tunc demum, cum *Ulp.* 385, 14. ~ veluti cum *Pomp.* 209, 7. — f) **Futuri II.** cum libertas sub condicione data fuerit, alias utiliter, alias inutiliter pure legabitur *Iul.* 26, 7. cf. 384, 8. 262, 3. 333, 36. 408, 33. *Manul.* *Ven.* 801, 30. *Gai.* III, 139 (convenerit). 151 (renuntiaverit). 161. 220. *Call.* 105, 31. *Ulp.* 185, 33. 299, 3. 707, 36 (gloss. ?). 611, 30. X, 4, 4. *Paul.* 363, 33 (existierit). 262, 34. 699, 33. *Marcian.* 34, 13. ~ ita cum *Gai.* III, 222. tunc, cum *Afr.* 824, 36. *Gai.* IV, 71. 71. *Ulp.* 275, 36. 609, 11. 611, 33. 691, 34. 699, 33. *Paul.* 290, 3. 644, 3. 695, 8. tunc demum cum *Pap.* 814, 31. *Ulp.* 701, 14. — g) **Coniugationis Periphrasticae.** tunc locum habere, cum prior heres dominus accepturus pecuniam fuit *Pap.* 466, 17. — h) **Praesentis et Perfecti.** cum idem eandem hereditatem adversus duos defendit et secundum alterum ex his iudicatum est *Ner.* 197, 1. cf. *Iul.* 841, 23. *Pomp.* 495, 11. *Pap.* 441, 33. *Paul.* 551, 14. — i) **Perfecti et Praesentis.** cum fundus ~ uti optimus maximusque est ~ emptus est, . . . deinde totus fundus evincitur *Ner.* 627, 3. cf. *Iul.* 22, 33. *Pap.* 468, 31. 903, 33. *Ulp.* 469, 22. 612, 7. *Paul.* (not. ad *Lab.*) 892, 37. — 2) **cum Coniunctivo.** a) **Praesentis.** cum quaeratur, quod sit tabernae instrumentum, interesse, quod genus negotiationis in ea exerceri solitum sit *Ner.* 131, 36. cf. 376, 29. *Proc.* 48, 13. *Cels.* 575, 10. (712, 37 ?). *Iul.* 462, 29. 536, 30. 324, 18. (Trib. ?) 425, 18. 496, 3. 680, 18. 734, 37. *Pomp.* 230, 1. 320, 13. 358, 13. 559, 13. 617, 12.

619, 734, 11. 433, 494, 54. (532, 5). 685, 889, 88.
Afr. (Trib.?) 412, 11. 464, 29. 491, 36. 556, 14 (cum
et forte). 613, 45. 617, 37. 822, 6. 882, 29. 31, 30.
219, 43. 471, 16. 689, 41. 708, 11. 754, 13. *Clem.* 456, 54.
Ven. 501, 38. 676, 7, 10. 679, 38. *Gai.* 104, 38 (dam-
nandus sit). 194, 37. 582, 8. 613, 36. 763, 47. 812, 27.
813, 35 (scilicet cum). 900, 4. 282, 55. 477, 13. 640, 17
(= *Inst.* 3, 15, pr., ubi *Indicat.*). I, 84, 164, 11, 33.
37. IV, 72, 80 (agatur *Husche*; ageretur *C.*). 126.
127. 133. *Maecian.* 355, 36. 208, 11. *Marcell.*
661, 16. *Scaev.* 146, 41. 695, 11. *Pap.* 390, 8. 141, 8.
263, 38. 273, 11. 336, 35. 515, 31. 682, 43. *Call.* 355, 13.
273, 33. *Tryph.* 285, 11. *Ulp.* 90, 32. 127, 32. 128, 13.
202, 11. 312, 13 (paratus sit). 337, 32. 469, 22. 515, 13.
615, 22. 645, 39. 701, 22. 739, 30. 760, 30. 810, 41. 827, 24.
890, 1 (aperiendae sint; *54 Bas.*). 891, 9. 894, 3.
9, 10 (*corr.*). 127, 13. 158, 38. 223, 38. 261, 13. 270, 4.
289, 30. 293, 13. 383, 36. 384, 43. 385, 1. 389, 33.
391, 36. 442, 37. 477, 13. 547, 33. (*corr.*? quo i. e. ut
Mo.). 552, 18. 585, 38. (*gloss.*) 635, 11. 654, 38. 660, 37.
38. 686, 37. 688, 3. 697, 38. 741, 13. 748, 30. 781, 13.
793, 33. 794, 3 (nisi cum). 860, 38. 864, 37. 964, 33.
967, 1. V, 10. XXVIII. 13. 13. *Paul.* 37, 21. 103, 1.
133, 33. 157, 20. 267, 2, 3. 297, 30. 303, 19. 486, 33.
551, 40. 676, 9. 763, 37. 845, 4. 37, 18. 202, 35. 276, 2.
387, 38. 400, 38. 432, 33. 558, 37. 625, 37. 691, 38. 826, 2.
878, 43. 935, 18. 940, 31. 967, 10, 33 (*fere* = 964, 38,
ubi *lumen Indicativus*). *Maecian.* 883, 3. 849, 18.
Macer 543, 35. *Mod.* 586, 3. 161, 16. 893, 38. *Herm.*
713, 31. *U* tunc (tum), cum *Iul.* 951, 33. *Pomp.*
39, 31 (ne tunc quidem). *Afr.* 592, 8. *Ven.* 676, 6.
Gai. 462, 16. *Pap.* 717, 38. *Call.* 336, 3. *Ulp.*
434, 22. *Paul.* 518, 5. 805, 46. (Trib.?) 520, 13 (sit
paratus). 963, 38. tunc demum cum *Ulp.* 458, 7.
Paul. 68, 11. tum solum cum *Gai.* I, 118* (tum
suppl.). *U* maxime cum *Call.* 355, 16. 844, 3.
utique cum *Paul.* 243, 37. *U* quemadmodum
cum *Ulp.* 681, 48. sicuti cum *Pomp.* 838, 22.
Paul. 517, 32. veluti cum *Gai.* 679, 36. I, 20. III,
167. 167. IV, 133 (*suppl.*). *Paul.* 460, 3. 175, 33.
587, 7. ut cum *Ulp.* 774, 33. — b) **Imperfecti.**
quo amplius ne extrario quidem quisquam,
cum parietem communem aedificaret, repromittere de-
beret *Alf.* 394, 3. cf. 403, 3. *Lab.* 108, 30. *Iar.*
516, 31. *Iul.* 360, 10. 677, 4. 704, 3. 951, 38. *Pomp.*
3, 225, 11. 559, 11. 653, 3. 922, 11. *Afr.* 882, 3.
378, 35 (*Anacoll.*). *Gai.* 435, 35. IV, 16 (*ex con.*).
Maecian. 251, 38. *Pap.* 247, 48. 932, 37. *Call.* 919, 4.
Ulp. 190, 10 (scilicet cum). 205, 31. 725, 10. 88, 38.
390, 33. 574, 12. 686, 33. 729, 33. *Paul.* 132, 30. 459, 11.
720, 30. 951, 34. 24, 35. *Maecian.* 599, 34. 801, 13 (fa-
ciet; faciet *Mo.*). *U* tunc cum *Ulp.* 479, 3. *Paul.*
771, 38. tunc tantum cum *Iun. Mauric.* 110, 4.

Maecian. 849, 22. *U* sicuti cum *Alf.* 567, 38.
veluti cum *Alf.* 567, 38. — c) **Perfecti.** cum
quis persuaserit familiae meae, ut de possessione
decedat, possessio quidem non amittitur etc. *Proc.*
124, 18. cf. *Iav.* 523, 3 (iusserit). 39, 19. *Cels.* 17, 3.
364, 22. 755, 38. *Iul.* 196, 38. (Trib.?) 292, 11. 305, 3
(fecerit). 321, 17 (instituerit). 529, 35. 776, 2
(coeperint). 870, 38 (coeperit). 219, 11. 237, 12. 261, 33
(legatus fuerit). 558, 38 (adquisitum fuerit). 706, 40
(sponderint). 891, 19 (redierint). 891, 38. *Pomp.*
238, 10. 335, 8 (moveris). 357, 38 (dederimus). 358, 38.
506, 30. 529, 34 (caverit). 102, 1. 131, 35. 200, 38. 714, 18
(contraxerimus). 943, 37 (confirmati fuerint). *Afr.*
196, 42. 529, 10. 568, 42. 618, 3 (scierit). 639, 38. 821, 30
(praeteritus fuerit). 906, 10 (fuerit). 31, 19. 91, 38
(voluerit). 186, 37. 629, 16. 644, 3 (venierit). 659, 38
(defecerit). 690, 18 (exstiterit). 708, 1. 19 (solverit).
735, 33 (petierit). *Iun. Mauric.* 879, 18 (detulerit).
Clem. 121, 11. *Ven.* 771, 11 (coeperit). 673, 43. 752, 3
(coeperit). *Gai.* 296, 38 (laesus fuerit). 309, 38 (ex-
egerit). 598, 38 (conveniret). 839, 38 (adlerit). 133, 33
(peremptae fuerint). 192, 8. 216, 18. 249, 38. 323, 35. 46
(promiserit). 425, 38 (prodierit). 477, 41. 487, 18 (eva-
serit, receperit). 489, 3 (recesserit). 1 (fecerit). 37
(aedificaverit). 491, 37 = 11, 93 (usucepit). 497, 30
et 31 (solverit). 936, 13 (vacaverint). I, 61. 144. II, 67
(ovaserit). 68 (deseruierint). (93). 165. 250 (scrip-
serimus). III, 42 (reliquerit). 42. (186?). 187. IV,
52. 57 (acceperit; cum *suppl.*). 141 (iusserit, prohi-
buerit). 166. 184 (vocatus fuerit). *Maecian.* 251, 17
(exstiterint). *Marcell.* 664, 34. 42, 7. 114, 37 (ex-
stiterint). 213, 3 (legaverit). 309, 31 (iuraverit).
Scaev. 393, 15 (acceperit). 540, 22 (interierit). 726, 40
(adulterata fuerit). *Pap.* 169, 31. 199, 38 (admini-
straverit). 666, 33 (prohibuerit). 683, 3 (fuerit). 199, 3
(egerint). 716, 35 (solverit). 725, 18. 914, 18 (reli-
querit). 952, 18 (locaverint). *Call.* 631, 38 (venie-
rit). 469, 31 (venerit). 851, 40 (scilicet cum . .
gesserint). 877, 38 (invenit). *See. Ulp.* 529, 8
(fuerit allata). *Ulp.* 30, 1 (exierit; *Fut. II*). 417, 13
(promiserit, adiecerit). 116, 11 (exoleverit). 117, 38
126, 9 (compleverit). 249, 11 (amiserit). 324, 11.
(Trib.?) 371, 10. 375, 9 (steterit). 455, 12. 486, 15.
546, 9 (exstiterit). 671, 6 (distractum fuerit). 702, 38
(acceperit). 716, 12. 742, 38 (cum forte . . con-
sumpsit). 866, 16. 868, 38 (dederit). 38, 1. 227, 8
(exstiterit). 233, 38 (coeperint). 235, 13 (fuerit ro-
gatus). 364, 3 (fuerit occupatus). 371, 1. 385, 38
(scilicet cum iussi fuerint). 390, 8. 395, 17 (fecerit).
411, 8. 443, 12. 447, 3 (impedierit). 458, 1 (fuerit prohi-
bitus). (*gloss.*?) 478, 38 (fuerit). 578, 38 (redierit).
592, 3 (exegerit). 593, 13 (successerit; *del Mo.*).
655, 3. 41. 48 (nisi cum id factum fuerit). 677, 33.

725,18 (non ante . . quam cum fuerit creditum; cum abundat). 871,31 (provocaverit; *Anacol.*, lege: cum mater, (quae) filii *rom. etc.*). 918,11 (acceperint). 966,16 (acceperint). XXIV, 19. *vat.* 167 (denuntiaverit, venerit; *Fid. IIT*). *coll.* 12, 7, 9 (exusserint; *tere* = 284,13 *ubi tamen* exusserint). *Paul.* 145,21 (decesserit, impleverit). 263,24. 434,1. 496,2. 508,18. 552,2 (steterit). 626,1 (exstiterit). 639,11 (interpellerit). 884,22. 1,15. 167,22. 171,12. 211,20. 248,30 (*corr.*). 318,22 (decesserit). 337,1. 397,21. 419,2. (*Trib.*) 503,22 (nacti fuerint). 551,22 (permiserit). 587,2. 674,16 (caverit). 726,2. 11, 17, 12 (defecerit). *Marcian.* 447,12 (auctum fuerit). 12. 595,22 (successerit). 599,19. 863,20. 32,21 (manu-miserit). 801,7 (adprehenderit). *Macer* 813,26 (elegerit). *Mod.* 750,27 (separatae sint). 851,26 (substituerit). \sim neque enim multum intererit inter tale fideicommissum et cum quis id, quod ad se ex hereditate pervenerit, restituito rogatus sit *Gai.* 181,22. (*cf. Marcell.* 36,22). \sim tunc (tum) cum *Pomp.* 131,22. *Gai.* 370,22 (absolutus fuerit). 488,7. 11, 218. IV, 78. *Ulp.* 166,20. 527,2. 538,7. 622,27. 670,11. 701,1. 811,2. 49,2 (potuerit; *num* poterit?). 370,17. 431,22 (adita fuerit). 646,26 (exstiterit). 745,21. *Paul.* 120,26 (recederit). 210,26. 518,2. 719,2 (decesserit). *Marcian.* 431,26 (venerit, exstiterit). tunc demum, cum *Iul.* 408,16 (secutum fuerit). *Afr.* 514,12 (neglexerit). *Gai.* 323,22 (poposcerit, praestiterit). *Ulp.* 292,12. 415,2 (fuerit insecuta). 699,27 (exstiterit). \sim quemadmodum cum *Marcell.* 423,27. sicuti cum *Pomp.* 531,22. veluti cum *Gai.* 11, 145 et 238 (*suppl. ex Inst.*). IV, 131 (stipulati fuimus). *Ulp.* XI, 11. *Paul.* 647,21. \sim maximo cum *Ulp.* 725,20. — d) Plusquamperfecti. non dissimilem esse deliberationem, cum penas legata esset et multas res quae penae essent reliquisset *Alf.* 91,2. (*cf. 842,12?*). 951,1. *Lab.* 422,1. 525,20. 557,12. 77,22. 78,14. *Iar.* 114,2. 124,22. 132,2. *Iul.* 23,12. 24,16. 26,14. 29,22. 185,22. 643,12. 689,2. *Pomp.* 515,1. 624,18. 122,2. 148,22. 183,2. 495,2. *Afr.* 821,20. *Gai.* 879,2 (*corr.*). IV, 16. *Marcian.* 452,21. 22. *Pap.* 57,2. 267,12. 350,22. 678,22. 682,22. 787,12. *SC Iunc.* *Ulp.* 446,22. *Ulp.* 213,7. 248,22. 284,12 (*tere* = *coll.* 12, 7, 9, *ubi tamen Coni. Perf.*). 287,27. 423,2. 668,22. 669,27. 869,7. 122,10. 127,22. 166,2. 191,22. 305,12. 367,22. 371,22. 507,22. 866,10. 966,22. *vat.* 82. *Paul.* 65,21. 362,2. 447,22. 488,22. 63,22. 738,22. 826,17. *Marcian.* 636,22. *Mod.* 851,21. \sim tunc cum *Pomp.* 657,22. *Paul.* 263,24. tunc demum cum *Iul.* 408,21. *Ulp.* 710,22. 22. \sim veluti cum *Marcian.* 196,22. \sim cum utique *Paul.* 901,1. — e) Prae-

sentis et Imperfecti. cum sub condicione servo libertas per fideicommissum detur et ipse praesenti dic daretur *Pomp.* 433,2. — f) Praesentis et Perfecti. cum pecunia ei debeatur nec fuerit quod sibi possit exolvere *Scaev.* 107,12. *cf. Ulp.* 360,12. 508,10. *Paul.* 61,12. — g) Praesentis et Futuri. cum non facile satisfactionem offerre legatarius . . possit et futurum sit *etc. Call.* 224,22. — h) Imperfecti et Praesentis. cum quis ex fideicommissariis abesset et praesentes desideret *Ulp.* 233,12 (*corr.*). *cf.* 307,12. — i) Imperfecti et Perfecti. si, cum duorum usus fructus esset in servo et is servus uni nominatim stipulatus sit *Paul.* 684,12 (*Anacol.*, *del. etc.*). — k) Perfecti et Praesentis. cum uxor virum . . in dotem filiae dare luserit et (is) id fecisse dicatur *Proc.* 686,22. *cf. Ulp.* 812,22. *Afr.* 618,2. *Gai.* 487,21. 11, 67. *Call.* 508,12. 196,1. *Ulp.* 688,22. 233,12. *Paul.* 64,1. — l) Plusquamperfecti et Praesentis. cum quis promississet iudicio se sisti et rei publicae causa afuisse dicat *Ulp.* 646,12. *cf.* 14,12. — m) Plusquamperfecti et Perfecti. cum patri dos data esset et filius . . heres . . institutus fuerit . . et coheredes dotem solverint *Iul.* 724,22. *cf. Pomp.* 120,1. *Ulp.* 287,22. — 3) cum Indicativo et Coniunctivo. a) Praesentis. cum ex parte heres institutus . . solvit (*an Perf.*?), deinde ex substitutione alteram quoque partem hereditatis adquirat *Iul.* 219,22. *cf. Ulp.* 41,22. — b) Praesentis et Perfecti. fideiusor cum pascitur . . et per imprudentiam solverit *Iul.* 384,12. *cf. Ulp.* 762,2. *Mod.* 43,2. — c) Praesentis et Futuri. tunc ea cautio necessaria est, cum aut alter solus aedificat et vitium ex opere futurum est, aut alter pretiosiora aedificia habet et plus damni sensurus sit *Pomp.* 392,22. — d) Perfecti et Praesentis. cum iudicatum solvi satisfactum est et damnatus reus solvat *Afr.* 708,12. *cf. Marcell.* 212,12. veluti cum societas vectigalium causa coita est propterque varios contractus neutri expediat recedere a societate nec refertur in medium quod ad alterum pervenit *Iul.* 509,21. — e) Perfecti. cum pater in hostium potestate decessit filio impubere relicto . . et is intra tempus pubertatis decesserit *Iul.* 855,12. *cf. Gai.* 497,22. *Pap.* 362,22. *Paul.* (*not. ad Lab.*) 78,22 (tunc demum cum). *Mod.* 692,12 (*Anacolut.*; cum *del. Mo.*). — 4) cum Coniunctivo et Indicativo. a) Praesentis. cum uxori . . dos praelegatur eaque . . hereditatem restituere rogatur *Pap.* 245,7. — b) Praesentis et Futuri. tunc quoque, cum is absit aut validudine impe-

diatur aut inhabilis sit *Gai.* 97, 2. — c) **Imperfecti et Praesentis.** cum de statu aetatis alicuius quaereretur et diversae professiones proferuntur *Caes. nost. Cels.* 645, 22. *Paul.* 431, 24 (*corr.* ?). — d) **Imperfecti et Perfecti.** veluti cum sequeretur eum sive cenanti ministravit *Pomp.* 443, 10. — e) **Perfecti et Praesentis.** cum in lege venditionis ita sit scriptum . . . nec additur *Pomp.* 517, 36. *cf. Ulp.* 29, 17. — f) **Perfecti.** cum stipulatus sim mihi . . . et protuli diem *Proc.* 668, 10. *cf. Iav.* 677, 37. *Paul.* 657, 38. 697, 3. 886, 36 (tunc . . . cum). — g) **Plusquamperfecti et Praesentis.** cum tabulae testamenti plurium signis signatae essent et quaedam ex his non parent, septem tamen signa manebant *Iul.* 313, 12. — h) **Plusquamperfecti et Perfecti.** cum ab uno herede mulieri pro dote compensandi animo legatum esset etque dotem suam ferre maluit *Clem.* 49, 18. *cf. Ulp.* 54, 27. — i) **Perf. (?) Futuri II, Praes.** cum negotium meum gerens a debitoribus meis acceperis, deinde ego ratum non habuero, et mox agere velim neg. gest. actione *Paul.* 711, 35. —

III. Vi causali (= *quoniam*). 1) cum **Indicativo.** a) **Praesentis.** nec nec lucrum tibi ex hac causa adquirere debes, cum mandatum gratuitum esse debet *Iav.* 491, 22. *cf. Iul.* 903, 20. 90, 37. 622, 1. *Pomp.* 408, 9. 536, 16. 263, 3. 436, 38. *Afr.* 32, 5. *Yen.* 732, 17 (cum et). 799, 3. *Gai.* 61, 36. 69, 37. 133, 26 (cum et). 294, 32 (cum sane). 628, 20 (quod cum ita est). 883, 19 (cum et). 215, 37. 696, 36. 45 (*del. Mo.*). IV, 116 s. *Div. Fr. Marcian.* 665, 14. *Marcell.* 42, 11. 114, 37. *Seaver.* 587, 42. 773, 11. 824, 22. 860, 28. 83, 5 = 97, 34. (*test.*) 83, 33. (*Trib.* ?) 38. 156, 38. *Pap.* 169, 21 (*constructio xatā rloxp.*). 575, 4. 581, 34. 618, 15. 630, 10. 712, 16. 865, 1. 193, 28. 203, 38. 204, 5. 245, 10. 326, 38. 434, 30. 629, 38. 669, 1. 682, 38. 717, 31. 718, 10. 757, 17. 863, 13 (cum et). *Call.* 878, 30 (cum etiam). *Claud. not. ad Scaev.* 199, 47. *Sev. et Ant. Mod.* 787, 31. *Ulp.* 45, 13. 52, 5. 64, 2 (quod cum est). 84, 17. 127, 15. 171, 11. 176, 28. 192, 14. 234, 7. 277, 1. (*Trib.* ?) 330, 28. 352, 28. 396, 30. 429, 18. 439, 16. 461, 20. 517, 24. 834, 8 (cum et). 12, 11. 15, 13. (*Trib.* ?) 21, 13 (quod cum ita se habet). 90, 18 (quod miram, cum). 233, 38. 235, 12. 305, 34. 339, 30. 345, 4. 380, 37. 382, 11. 399, 40. 437, 17. 458, 46. 583, 1. 740, 4. 790, 38. 808, 38. 813, 18. 958, 1. *cat.* 222. *Paul.* 86, 8. 114, 10. 152, 1. 206, 8. 251, 20. 273, 28 (*corr.* ?). 293, 31. 451, 12 (*sequitur ideo*). 555, 31. 556, 38. 659, 13. 726, 17, 21 (quod cum ita est). 733, 20. 201, 38. 298, 3. 300, 18. 329, 17. 355, 13. 361, 38. 373, 37 (cum et). 547, 15 (*not. ad Pap.*). 669, 17. 673, 37. 719, 38. 755, 5. 828, 4. 965, 43. *Mar-*

cian. 583, 12 (et cum). 640, 18 (cum etiam). 816, 14. 241, 8. 816, 38. 822, 4 (*corr.* ?). 824, 43 (cum ne quidem). *Macer.* 896, 38. *Mod.* 621, 38 (cum et). 821, 11. *Herm.* 863, 9. ~ maxime cum *Ulp.* 391, 35. *Paul.* (*Trib.* ?) 109, 19. ~ praesertim cum *Ulp.* 183, 30. *Paul.* 604, 27. ~ quippe cum *Scaev.* 860, 22. *Ulp.* 720, 8. 403, 37. 778, 3. *Paul.* 20, 20 (reccidit; *add. reccidat*). *Herm.* 771, 1. — b) **Imperfecti.** cum id monumentum Publici Septimii Demetrii nullum reperiebatur *Afr.* 185, 13. *cf. Iav.* 570, 13 (*sequitur tamen*). 554, 2. *Ulp.* (*Trib.* ?) 117, 8 (*corr.* ?). 144, 14 (*sequitur igitur*). ~ praecipue cum . . . dicebat *Paul.* 921, 38. ~ utpote cum . . . poterat *Iav.* 213, 38. — c) **Perfecti.** cum perfici venditio non potuit in eius persona, cui dominus venire cum noluit *Iav.* 523, 8. *Cels.* 845, 20. *Pomp.* 685, 18. *Gai.* 121, 21. 839, 9. 481, 4 (*sequitur quid mirum?*). 11, 191. *Marcian.* 849, 20. *Marcell.* 712, 13. *Scaev.* 826, 8. (*Trib.* ?) 82, 2 (scilicet cum). 105, 34. (*Trib.* ?) 107, 13. 121, 38. *Flor.* 2, 1. *Pap.* 387, 21. 476, 16 (cum conveni). 581, 17. 666, 28. 767, 11. 790, 38. 141, 14 (*corr.* ?). 194, 18. 246, 35 (cum et). 247, 33. *Tryph.* 72, 8. 180, 22. 172, 30. *Ulp.* (*Trib.* ?) 30, 21. 66, 23. 146, 30. 411, 23. 460, 21. 126, 38 (nec mirum, cum et). 234, 38. 322, 13. 442, 35 (quid mirum, cum et). 612, 34. 619, 2. 746, 38. *Paul.* 314, 20. 570, 10. 874, 19. 40, 8. *Marcian.* 240, 18. 407, 7. *Mod.* 44, 8. 907, 13 (cum videlicet). ~ maxime cum *Ulp.* 295, 38 (*corr.* ?). ~ praesertim cum *Ulp.* 447, 13. ~ quippe cum *Ulp.* 557, 1 (*del. Mo.*). — d) **Plusquamperfecti.** quasi indignum carere legato seu fideicommissio libertum . . . cum patronum suum post mortem eius quasi illicitae mercis negotiatorem detulerat *Marcian.* 177, 38. *cf. Mod.* 586, 18. 20. 621, 38. — e) **Futuri I.** cum multis modis accidere poterat *Proc.* (*Trib.* ?) 523, 20. *cf. Gai.* 103, 38. *Marcell.* (*Trib.* ?) 563, 34 (cum videlicet). *Ulp.* 288, 38. 379, 17 (flet; num stet?). *Marcian.* 407, 38. — f) **Futuri II.** peto, ut Stichum servum tuum manumittas, cum in ministerio tuo tot capita servorum tibi his codicillis legavero *Mod. (test.)* 43, 38. — g) **Coniugationis Periphrasticae.** post nuptias vero cum onera matrimonii fructus relevaturi sunt, iam de suo maritas paciscitur, ut dimittat creditorem, et erit mera donatio *Paul.* 691, 37. exigere dotem potest, cum eam mulieri redditurus esset *Paul.* 726, 11. — h) **Perfecti et Futuri.** *Ulp.* 583, 18. *vid. s. III, 3 c pag. 1129, 51.* — 2) cum **Coniunctivo.** a) **Praesentis.** si vendita insula combusta esset, cum incendio sine culpa fieri non possit, quid iuris sit? *Afr.* 540, 20. *cf. Proc.* 886, 38. *SC Vell. Ulp.* 459, 16. *Iav.* 362, 27. 363, 2. 886, 1. 114, 11. 175, 37.

188,ss. 335,ss. 544,ss. 465,i. 510,ss. 33 (quod cum ita se habeat). 667,ss. 689,ss. *Ner.* 197,s (cum et). 654,ss. 679,ss. 813,ss. *Cels.* 251,ss. 41,i. *Hadr. Paul.* 856,ss. *Pius Pap.* 814,ss. *Pius Call.* 844,ss. *Pius Ulp.* 738,ss. *Iul.* 13,ss. 199,ss. 292,s (nec mirum, cum). (Trib.) s. (Trib.) 361,ss. 462,ss. 39. 639,ss. 26,ss. 217,ss. 28,ss. 29,ss. 219,ss. 261,ss. 283,ss. 286,ss. 313,ss. 363,ss. (cum etiam). 378,ss. 416,ss. 496,ss. (veluti cum). 513,ss. 523,ss. 598,ss. 706,ss. 787,ss. 805,ss. *Pomp.* 26,ss. 238,ss. (cum etiam). 247,ss. 275,ss. 437,ss. 529,ss. 716,ss. 880,ss. 5,ss. 322,ss. 392,ss. 522,ss. 528,ss. 610,ss. 889,ss. *Afr.* 326,ss. 446,ss. 31,ss. 219,ss. 220,ss. 334,ss. 627,ss. 690,ss. 735,ss. *Clem.* 49,ss. *Ven.* 676,ss. *Gai.* 70,ss. 80,ss. 148,ss. 277,ss. 279,ss. 288,ss. 300,ss. 302,ss. 444,ss. 462,ss. 513,ss. 592,ss. 839,ss. 894,ss. 103,ss. 192,ss. 216,ss. 269,ss. 323,ss. 478,ss. 481,ss. 489,ss. 679,ss. 684,ss. 702,ss. 725,ss. 879,ss. 959,ss. 1,ss. 54. 56. 64. (847). 123 (accipiantur ex con.; accipiant C). 128. 147. 168. 172. II, 32. 81 (cum scilicet). 96. 181 (cum scilicet). 215. III, 36. 121. 205 (posset C). 224. IV, 4 (cum scilicet). 34. 54. 60. 71. 91. 97. *Die. Fr. Ulp.* 295,ss. 481,ss. 864,ss. 928,s (cum et). *Marc. et Comm. Macer* 36,ss. *Macrian.* 896,ss. 208,ss. 251,ss. 899,ss. *Marcell.* 113,ss. (cum etiam). 175,ss. 303,ss. 680,ss. (nec mirum, cum etiam). 37,i. 93,s. 379,ss. *Papir.* 924,ss. *Scaen.* 449,ss. 587,ss. 692,ss. (cum et iam). 825,ss. (test.) 84,ss. (test.) 86,ss. 104,ss. (test.) 106,ss. 132,ss. 164,ss. 207,ss. 256,ss. 344,ss. *Pap.* 71,ss. 106,ss. 142,ss. 170,ss. 266,ss. 393,ss. 413,ss. 495,ss. 542,ss. 634,ss. 644,ss. 682,ss. 683,ss. 767,ss. 902,ss. 54,ss. 198,ss. 204,ss. 205,ss. 245,ss. 247,ss. 248,ss. 297,ss. 336,ss. 368,ss. 413,ss. 442,ss. 515,ss. 516,ss. 525,ss. 629,ss. 694,ss. 787,ss. 807,ss. 833,ss. 903,ss. 904,ss. 909,ss. *rat.* 9. 11. 12. 45. 65 (suppl.). 260. *Call.* 62,ss. 492,ss. 852,ss. 919,ss. 926,ss. 930,ss. *Tryph.* 72,ss. 135,ss. 793,ss. 284,ss. 338,ss. 501,ss. (quae cum ita sint). 588,ss. *Sev. Ulp.* 841,ss. *Sev. Mod.* 758,ss. *Sev. et Anton. Ulp.* 564,ss. 700,ss. 799,ss. *Sev. et Ant. Paul.* 655,ss. 905,ss. *Ulp.* 19,ss. (quod cum ita se habeat). 22. 28,ss. 32,ss. 33,ss. 34,ss. 41,ss. 43,ss. 45,ss. 53,ss. 2. (Trib.) 54,ss. 59,ss. 60,ss. 85,ss. 87,ss. 91,ss. 98,ss. 101,ss. 115,ss. 116,ss. 27. 120,ss. 121,ss. 122,ss. (Trib.) 125,ss. 126,ss. 128,ss. 148,ss. 152,ss. 156,ss. 160,ss. 162,ss. 170,ss. 171,ss. 177,ss. 217,ss. 220,ss. 230,ss. 236,ss. 245,ss. 249,ss. 261,ss. 278,ss. 280,ss. 281,ss. 282,ss. 310,ss. 314,ss. (cum et). 325,ss. 330,ss. 331,ss. 333,ss. 347,ss. 348,ss. 350,ss. 352,ss. 359,ss. (Trib.) s. 370,ss. 372,ss. (Trib.) 375,ss. 378,ss. 381,ss.

395,ss. 415,ss. 7. 424,ss. 427,ss. 432,ss. 437,ss. 438,ss. 440,ss. 461,ss. 498,ss. 500,ss. 507,ss. 521,ss. 527,ss. 531,ss. 546,ss. 549,ss. 550,ss. 564,ss. 622,ss. 627,ss. (cum et). 670,ss. 671,ss. 672,ss. 701,ss. 704,ss. 710,ss. 721,ss. 729,ss. 734,ss. 738,ss. 742,ss. 745,ss. (sit consulendum). 746,ss. 760,ss. 777,ss. 778,ss. 796,ss. 799,ss. 801,ss. 805,ss. 807,ss. 809,ss. 816,ss. 817,ss. 829,ss. 840,ss. (cum haec ita sint). 853,ss. 861,ss. 862,ss. 868,ss. 870,ss. (cum et). 877,ss. 895,ss. 896,ss. (sequitur ideo). 899,ss. 903,ss. (cum et). 10,ss. 38,ss. 42,ss. 71,ss. 74,ss. 75,ss. (spectanda servandaque sit). 89,ss. 159,ss. 217,ss. 223,ss. 229,ss. 230,ss. 233,ss. 236,ss. 259,ss. 260,ss. 265,ss. 266,ss. 270,ss. 275,ss. 279,ss. 287,ss. 288,ss. 290,ss. 291,ss. 292,ss. 293,ss. 298,ss. 302,ss. 304,ss. (cum et si). 307,ss. 308,ss. 314,ss. 315,ss. 339,ss. (del. Mo.). 345,ss. 346,ss. 347,ss. 365,ss. 370,ss. 372,ss. 376,ss. 379,ss. 381,ss. 385,ss. 386,ss. 391,ss. 399,ss. 409,ss. 421,ss. 446,ss. 457,ss. 472,ss. 474,ss. 477,ss. 480,ss. 481,ss. 509,ss. 513,ss. 546,ss. 551,ss. 556,ss. 557,ss. 561,ss. 571,ss. 572,ss. 583,ss. 584,ss. 596,ss. 599,ss. 600,ss. 603,ss. (quid mirum, cum et si). 604,ss. 606,ss. 607,ss. 612,ss. 613,ss. 622,ss. (Trib.) 633,ss. 661,ss. 677,ss. 686,ss. 698,ss. 704,ss. 722,ss. 729,ss. 739,ss. 744,ss. 747,ss. 748,ss. 750,ss. 751,ss. 760,ss. 761,ss. 763,ss. 764,ss. (cum et). 766,ss. 772,ss. 791,ss. (cum nec). 797,ss. 842,ss. (cum nec). 855,ss. (Trib.) 86,ss. 860,ss. 864,ss. 869,ss. 871,ss. 875,ss. 906,ss. 909,ss. 929,ss. 944,ss. 964,ss. V, 9. XII, 3. XX, 14. *rat.* 82 (cum et). (Rescr.) 131. 194 (cum etiam). 269. 321. coll. 12. 7. 10. *Paul.* 44,ss. 61,ss. 114,ss. 123,ss. 137,ss. 139,ss. 157,ss. 179,ss. (cum et). 26. 186,ss. 195,ss. 288,ss. 300,ss. 307,ss. 327,ss. (quae cum ita sint). 369,ss. 370,ss. 413,ss. 422,ss. 496,ss. 509,ss. 512,ss. 559,ss. 574,ss. 601,ss. 631,ss. 632,ss. 689,ss. (cum et). 712,ss. 727,ss. (= *rat.* 94). 735,ss. 792,ss. 805,ss. 848,ss. 859,ss. 860,ss. 885,ss. 902,ss. 128,ss. 152,ss. 175,ss. 210,ss. 213,ss. 224,ss. 242,ss. 296,ss. 358,ss. 361,ss. 362,ss. 373,ss. 388,ss. 429,ss. 519,ss. 627,ss. 635,ss. 636,ss. 682,ss. 719,ss. 727,ss. (sequitur ideo). 754,ss. 781,ss. 782,ss. 801,ss. 882,ss. 890,ss. *rat.* 94 (= 727,ss.). *Marcian.* 412,ss. 583,ss. 598,ss. 599,ss. 640,ss. 863,ss. 129,ss. 454,ss. *SC Macer* 858,ss. *Macer* 873,ss. (sequitur idcirco). *Mod.* 134,ss. 316,ss. 554,ss. 600,ss. 789,ss. 45,ss. 168,ss. 479,ss. 714,ss. *Char.* 914,ss. *Herm.* 557,ss. 755,ss. *auct. inc. vat.* 317. ~ eo magis cum *Ven.* 701,ss. maxime cum *Scaen.* (Trib.) 137,ss. (sit ei paratum). *Pap.* 296,ss. *Ulp.* 109,ss. 611,ss. 158,ss. 235,ss. (cum

etiam . . sint vindicanda). 342, i. 538, i. *Mod.* (Trib.?) 412, i. praesertim cum *Cels.* 13, 2. *Iul.* 734, 33. *Gai.* 288, 31. *Div. Fr. Ulp.* 912, 34. *Pap.* 832, 29. *Ulp.* 807, 21. 615, 33. *Paul.* 770, 7. quippe cum *Gai.* 839, 21. *Ulp.* 426, 23. 460, 1. 744, 6. 223, ii. 363, i. 738, 33. 746, ii. 864, 3. utique cum *Scæv.* 296, 33 (taxat. *Bas.*). utpote cum *Iav.* 467, i. *Iul.* 371, 39. 536, 38. 186, i. *Pomp.* 335, 10. 621, 21. *Afr.* 262, 42. *Ulp.* 14, 30. *Paul.* 741, i. (Trib.?) 776, 22. — b) **Imperfecti.** arbiter ex compromisso sumptus cum ante eum diem . . sententiam dicere non posset, diem compromissi proferri iusserat *Alf.* 160, 1. *cf.* 293, 10. 456, 2. s. 91, 9. 394, 13. *Proc.* (668, 13?). *Iav.* 376, 42. 213, i. 344, ii. 684, 60. 692, 33. *Cels.* 40, 33. *Iul.* 339, 31. 384, 12. 34. 435, 5. 563, 11. 795, 19. 807, 32. 177, 2. 286, ii (propter hoc . . cum). 333, 33. 343, 33. 408, ii. 471, i. 564, 13. *Pomp.* 5, 20. 6, 11. 7, 1. 6. 507, 2. 5, i. 8, i. 626, 34. *Afr.* 109, 37. 303, 9. 446, 21 (cum certe; *sententia irrealis*). 463, 17. 842, 30. 240, 8. i. 545, i. *Ven.* 618, 13. *Gai.* 147, 33. 18, i (?). 250, i. 517, 13. II, 44. III, 43. 56. 216. *Maccian.* 197, 3. *Marcell.* 175, 12. 456, 36. 940, 37. *Papir.* 867, 33. *Scæv.* 197, 19. 272, 16. 457, 12. 537, 20. 753, 6. 770, 30. 70, i. 82, i. 136, 37. 146, 30. 163, i. 254, 36. 432, i. 468, 33. 564, 33. 648, 30. *Pap.* 134, 40 (cum et si; *sent. irrealis*). 390, 12. 576, 16. 712, 21 (?). 751, 4. 54, 13. 59, 33. 61, i. 103, 33. 246, 8. i. 264, 13. 349, 33. 515, 13. (*sent. irreal.*). 526, i. 899, 33. 903, 33. *Call.* 851, i. *Tert.* 872, 27. 28. *Tryph.* 108, 9. *SC Treb. Ulp.* 226, 7. *Ulp.* 2, 7. 75, 22. 101, 12 (cum et si; *sent. irreal.*). 117, 5. 127, 1. 130, 33. 143, 37. 153, 22. (Trib.?) 174, 31. 221, 33. 284, 8 (= coll. 12, 7, 7). 287, 12. 349, 5. 359, 17. 371, 5. 382, 31. 383, 1. 403, 16. 411, 37. 442, 33. 473, 31. 31. 489, 8. 16. 505, 11. 561, 6. 578, 33. 615, 13. 759, 36. 827, 23 (cum nec). 839, 20. 16, 3. 236, 13. 370, 43. 371, 33 (esset *codd.*; *esset con.*). 372, 3. 386, 43. 592, 13. 602, 30. 656, 8. i. 750, 30. 769, 33. 918, 39. *coll.* 12, 7, 7 (= 284, 8). *Paul.* 123, 19. 132, 33 (*sent. irreal.*). 193, 12. 291, 2. 315, 18. 317, 31. 327, 9. (Trib.?) 340, 12. 347, 18. 412, 10. 431, 22. 768, 37. 770, 9. 792, 12 (*sent. irreal.*). 878, 9. 11. 889, 36. 248, (ii). 386, i. *rat.* 235. *Marcian.* 584, 40 (cum et; *sent. irreal.*). 25, 33. *Mod.* 766, 3. *Char.* 28, 12. *Herm.* 414, i. \cup cum utique *Tryph.* 900, 36. *Paul.* 168, 37. utpote cum *Iav.* 467, 30. *Ulp.* 2, 6. — c) **Perfecti.** quorum mihi postulatio cum non iniqua visa sit, succurrendum his putavi *Caes. Paul.* 263, 21. *cf. Lab.* 108, 30. *Proc.* 668, 13. *Iav.* 238, 30. 846, 36. 46, 33. 689, 33 (*corr.*). 692, 43. *Ner.* 57, 4. 322, 9. 588, 25. *SC Iur. Ulp.* 187, 29. 188, 3. *Iul.* (Trib.?) 821, 13 (quam *F.* sequitur idco). 27, 33. *Pomp.* 577, 41. 820, 16. 40, i.

155, 37. 433, 8. *Afr.* 626, 37. 843, 12. 735, 13. *Ven.* 310, 12. *Gai.* 540, 16. 640, 3. 696, 33. 710, 31. 1, 40. 47 (cum *suppl.*). 171. 172. 179. 11, 51 (cum *suppl.*). 140. 144. 276. III, 17 = coll. 16, 2. 17. III, 19. 33 (suppl.). IV, 111. *Div. Fr. Ulp.* 842, 13. *Marcus Marcell.* 832, 11. *Marcus et Comm. Call.* 898, 31. *Marc. et Comm. Macer* 36, 31. *Papir.* 910, 33. *Marcell.* 149, 11. 212, 33. (*not. ad Iul.*) 416, 13. *Commod. Mod.* 739, 30. *Scæv.* 136, 31. 588, 2. 688, 3. 70, 2. 100, 36. 136, 33. 137, 8. 145, i. 150, 13. 163, 33. 170, 30. 257, 31. (epist.) 414, 13. *Sev. Ulp.* 29, 1. *Sev. Paul.* 909, 33. *Sev. et Ant. Macer* 39, 3. *Pap.* 106, 6. 200, 1. 426, 17. 495, 20. 542, 21. 767, 9. 43. 873, 13. 905, 33. 58, 31. 60, 10. 62, 1. 198, 43. 204, 31. 245, 33. 340, 31. 346, 36. 424, 13. 557, 43. 627, 37. 693, 3. 717, 3. 718, 13. 73. 757, 33. 868, 7. 898, 30. coll. 4, 8, 1. 1. *Call.* 159, 6. 169, 13. 666, 40. *Tryph.* 181, 31. 888, 3. ii. 900, 30. *Mand. Ulp.* 867, 8. *Ulp.* 42, 31. 47, 20. 54, 1 (cum etiam; *num quin etiam*). 76, 30. 100, 13. 115, 30. 117, 6. 119, 9. 143, 3. 162, 21. 187, 31. 191, 3. 193, 3. 248, 36. 277, 23. 286, 3. 287, 19. 294, 36. 324, 6. 328, 31. 333, 33. 353, 37. 360, 31. 398, 31. 461, 33. 482, 6. 562, 30. 615, 19. 701, 6. 707, 31. 748, 31. 80. 803, 33. 805, 26. 807, 19. 813, 33. 827, 30. 828, 30. 229, 10. 231, i. 278, 33. 293, i. 312, 3. 330, 44. 342, 33. 365, 1. 372, 43. 381, 33. 383, 33 (*corr.*; *scrib.* sed si cum). 384, 33. 393, 13. 443, 50. 457, 7. 472, 3. 574, 33. 604, 33. 612, 13. 633, 41. 635, 3. 638, 1. 33. 721, 40. 722, 13. 769, 33. 778, 33. 923, 3 (cum et). XXIX, 3. (*form. libell.*) *vat.* 166. *Paul.* 50, 30. 31. 118, 40. 123, 30. 139, 7. 168, 30. 207, 2. 288, 30. 297, 30. 300, 19. 317, 30. 363, 30. 486, 11. 528, 22. 556, 33. 590, 6. 625, 30. 649, 17. (epist.) 712, 40. 726, 13. 768, 40. 769, 33. 791, 3. 859, 30 (potuerit *Mo.*; poterit *F.*). 860, 8. 65, 34. 104, 11. 119, 43. 162, 13. 175, 13. 502, 17. 674, 13. 755, 2. 854, 37. *Marcian.* 583, 30. *Macer* 871, 11. *Mod.* 17, 12. 554, 36. 43, 33. 33. 45, 7. 109, 13. 714, 1. 907, 11. *Herm.* 15, 11. \cup maxime cum *Ulp.* 880, 31. praesertim cum *Pap.* 595, 13. *Paul.* 65, 33. praeterea cum (num praesertim cum?) *Mod.* 43, 13. quippe cum *Ulp.* 591, 30. 535, 31. 768, 3. *Paul.* 85, 23. — d) **Plusquamperfecti.** cum placuisset leges quoque ferri, latum est ad populum etc. *Pomp.* 6, 12. *cf. Ed. Ulp.* 140, 23. *Lab.* 111, 13. *Ner.* 395, i (*corr.*). *Iul.* 262, 32. *Pomp.* 377, 16. *Gai.* IV, 11. *Marcell.* 892, 13. *Scæv.* 426, 29. 457, 11. 537, 18. 587, 30 (*Anacol.*). 753, 3. 69, 33. 170, 13. 257, 13. *Pap.* 635, 36. 767, 30. 905, 31. 61, 33. 62, 10. 731, 36. 807, 13. 904, 13. *Ulp.* 348, 4. 563, 3. 579, 7. 560, 37. 586, 13. 603, 36. 632, 13. *Paul.* 135, 9. 257, 21. 310, 29. 377, 4. 540, 30. 555, 30. 556, 1 (meminisset). 733, 16. 885, 10. *Marcian.* 475, 34. *Mod.* 600, 30. 878, 10. *Herm.* 771, 3. \cup maxime cum *Paul.* 77, 7. praesertim cum *Afr.* 579, 33. *Scæv.* 86, 33.

utpote cum *Pomp.* 6, 21. — e) **Coniugationis Periphrasticae.** cum futurum sit, ut quodam modo donationes inter virum et uxorem confirmetur *Iul.* 690, 30. cf. *Gai.* 269, 2. cum uterque . . partem dimidiam hereditario iure habiturus sit *Iul.* 218, 34. cf. *Marcell.* (not. ad *Iul.*) 238, 31. *Scaev.* (epist.) 497, 4. 630, 18. *Pap.* 210, 18. *Ulp.* 120, 3. 312, 11 (cum alias). 231, 11. 234, 16 (ex com.). 422, 2. 634, 4. coll. 16, 7, 2. *Paul.* 289, 38. 482, 30. IV, 5, 5. r) cum utique *Sev. et Ant. Paul.* 811, 39. utpote cum *Ulp.* 687, 37. — cum (et) si hic non pateret, suus solus rem habiturus esset *Paul.* 289, 38. 639, 5 (cum alias). r) utique cum *Gai.* (Trib.?) 475, 10. — cum is iudicialam uxorem ducturus non fuerit *Ven.* 565, 38. r) utpote cum *Iav.* 667, 13. — cum obligatus futurus esset pupillo, si aliter res cesserit *Ulp.* 656, 36. — f) **Præsentis et Imperfecti.** cum ea significatione non modus donationis declaratur nec ab usu proprietatis separatur, sed peculium a dote puellae distingueretur *Pap.* 413, 18 unde rest. vat. 254. — g) **Præsentis et Perfecti.** cum peculium non habeat nec dolo fecerit, quo minus haberet *Ulp.* 451, 3. cf. *Paul.* 234, 38. r) praesertim cum *Ulp.* 382, 13. — h) **Præsentis et Plusquamperfi.** cum enim succedant tutelam non alii soleant deponere, . . meruisset autem Salvianus excusationem *Ulp.* 129, 30. — i) **Præes. et Coniug. Periphr.** cum ad fideiussores eius iri possit et hi . . consecuturi sint *Iul.* 96, 10. cf. *Paul.* 287, 10. — k) **Imperf. et Præes.** cum, alterum si fecisset, in Turpillianum incideret, alterum non facile impetretur *Ulp.* 331, 30. — l) **Imperf. et Plusquamperfi.** cum hereditas in Italia esset, scriptus autem heres in provincia vita decessisset *Pap.* 767, 32. — m) **Perf. et Præes.** cum inter contrahentes id actum sit . . et . . in fratrem suum iudicium supremum contulisse videatur *Pap.* 71, 32. cf. 297, 37. *Ulp.* 19, 13. 98, 3. 100, 30. 115, 18. 873, 4. XII, 3. *Mod.* 43, 30 (corr.). — n) **Plusquamperfi. et Imperf.** cum inter ceteras sceleris causas Macedo . . adhibuisset et . . praestaret *SC Mac. Ulp.* 431, 31. *Ulp.* vat. 220 (suppl.). — o) **Coniug. Periphr. et Præes.** cum libertas omnimodo ipsi competitura sit, legatum autem domino adquiri possit *Paul.* 828, 38. — 3) cum **Indicativo et Coniunctivo.** a) **Præsentis.** ut puta cum sedes ex duabus rebus constant et . . mutet *Iav.* (Trib.?) 521, 37 (corr.). — b) **Perfecti.** cum nec bon. possessio- nem accepit nec ex maiore parte institutus sit *Paul.* 289, 44. — c) **Perf. et Imperf.** quippe cum aut pervenit ad eum aliquid et restitueret (scrib. restituet), aut non pervenit et

ipsos servos . . noxae dedendo indomnis erit *Ulp.* 583, 18. — d) **Fut. et Præes.** cum quod ex alto, cadet (cadit, cadat *Mo.*) lenius et interdum direptum nec perveniat ad locum servientem *Paul.* 255, 31. — e) **Fut. et Perf.** cum inde rem habere non poterit (potuerit *Mo.*) nec in filii potestate condicio fuerit nec facile pater emancipare filium cogi poterit *Pap.* 346, 31. — 4) cum **Coniunctivo et Indicativo.** a) **Præsentis.** cum igitur deportationem matrimonium minime dissolvatur et nihil vitium mulieris incurrit *Ulp.* (Trib.?) 702, 32. cf. *Paul.* 763, 38. 463, 3. *Marcian.* 92, 3. — b) **Perf. et Præes.** cum enim neque ex contractu sit adversus eum constituta haec actio et aliquatenus culpae reus est, . . ideo etc. *Gai.* 642, 18. — c) **Perfecti.** cum neque in iudicium quicquam deduxerit nec tu ea comprobasti *Ulp.* 89, 3. cf. 132, 16 (corr.). *Paul.* 691, 46. —

IV. Vi concessiva aut adversativa. A. Cum concessivum (= licet, quumvis, etsi). 1) cum **Indicativo.** a) **Præsentis.** vi factum id videtur esse, qua de re quis cum prohibetur, fecit *Qu. Muc.* 961, 18. cf. *Afr.* 303, 7. *Ulp.* 212, 17. 596, 3 (et cum; sequitur tamen). *Paul.* 620, 11. 642, 38. 720, 18. 963, 38. — b) **Imperfecti.** si . . per legatarium statisset, quo minus Sticium, cum heres tradere volebat, acciperet *Iul.* 23, 31. qui captus, cum poterat redire, non rediit, pro transfuga habetur *Men.* 895, 1. cf. *Pap.* 329, 32. *Ulp.* 130, 18. — c) **Perfecti.** si quinque putet se iussum dare, cum decem dare iussum est *Paul.* (Trib.?) 885, 36. — d) **Plusquamperfecti.** heres cum debuerat quarum retinere, totam hereditatem restituit *Pomp.* 235, 38. cf. 626, 10. — e) **Futuri.** quod cum a diligente provideri poterit (num potuerit?), non esset provisum *Paul.* 288, 18. — 2) cum **Coniunctivo.** a) **Præsentis.** qui instrumenta ad causam fisci pertinentia, cum possit exhibere, non exhibet *Hadr. Call.* 876, 11. cf. cum possit (possis) *Gai.* 488, 31. *Ulp.* 129, 4. 248, 4. 402, 3. 560, 17. *Paul.* 50, 32. 53, 3. 627, 30. 628, 18. 469, 34. 568, 30. (IV, 7, 4). cum non possit *Ulp.* 180, 42. cum facere nihil possit *Ulp.* 379, 11. cum sciam *Pomp.* 886, 11. cum sciat *Scaev.* 631, 31. *Flor.* 412, 32. r) ceteri loci: *Iav.* 554, 1. 756, 18. *Cels.* 700, 38. *Iul.* 625, 38. 626, 18. 185, 18. 470, 38. *Pomp.* 381, 3. 545, 18. *Gai.* IV, 24. *Scaev.* 207, 38. *Pap.* 38, 31. 400, 12. 57, 18. 267, 18. *Ulp.* 141, 10. 161, 32. 615, 3. 876, 32. 880, 1. (Trib.?) 266, 38. 305, 34. 661, 38 (cum alioquin). 870, 13. 916, 17 (corr.). *Paul.* 48, 3 (sequitur tamen). (157, 32). 329, 31. 589, 1. 484, 30. 781, 38. II, 1, 3. IV, 7, 4. *Marcian.* 678, 32. *Mod.* 413, 30. (45, 47). coll. 10, 2, 3. auct. inc. vat.

91 (corr.). — 2) **Imperfecti.** cum quinque promittere deberet, decem promisit *Iul.* 390, 3. *cf.* cum (non) deberet *Iul.* 807, 30. *Ulp.* 55, 14. 795, 30. 236, 35. 864, 17. 18. *Herm.* 542, 18. cum posset (posse) *Pomp.* 541, 18. (534, 18). *Ven.* 594, 18. *Scaev.* 594, 29. 772, 29. *Pap.* 106, 2. *Call.* 852, 30. *Men.* 895, 15. *Tryph.* 695, 17. 338, 8. *Ulp.* 54, 17. 127, 3. 132, 11. 278, 19 = coll. 7, 3. 8. 297, 26. 430, 40. 489, 20. (*Trib.*?) 538, 19. 606, 32. 609, 32. 723, 3. 890, 29. 898, 24. 343, 18. 365, 4. 386, 18. 594, 50. 825, 5. *vat.* 188. 188. *Paul.* 791, 42. 377, 31. II, 4, 2. III, 5, 7. IV, 5, 2. *Marcian.* 789, 39. *Mod.* 901, 40. cum sciret (scires) *Lab.* 421, 27. 573, 6. 686, 32. 758, 30. *SC Iur.* *Ulp.* 187, 35. *Iul.* 376, 16. 237, 22. 529, 35. 564, 3. *Pomp.* 886, 23. 512, 34. 534, 10. 15 (*cum scires et posses*). *Ven.* 565, 38. *Val.* 327, 1. *Afr.* 491, 2. *Gai.* 121, 36. *Call.* 47, 23. *Ulp.* 190, 10. 382, 2. 471, 25. 544, 6. 548, 31. 603, 15. 478, 35. *Paul.* (*Trib.*?) 334, 28. 466, 11. 119, 31. cum tutor non esset *Ed. Ulp.* 803, 45. *cf.* *Cels.* 803, 4. *Ulp.* 802, 21. 87. 804, 31. 553, 8. 728, 8. *Paul.* I, 4, 8 (tutor curatore). *cf.* ceteri loci: *Alf.* 174, 2. 344, 21. *Cels.* 195, 35. 680, 2 (sequitur tamen). 755, 15. 947, 8. *Iul.* 564, (4), 13. *Pomp.* 10, 2. 381, 2, 30. 437, 35. 842, 7. *Afr.* 109, 26. *Gai.* 541, 4, 1. 71. *Marcell.* 665, 38. *Scaev.* 637, 16. *Pap.* 542, 12. 712, 21. 757, 37. *Tryph.* 772, 19. 792, 33. 338, 11. *Ulp.* 30, 23. 99, 17. 37. 100, 13. 116, 8. 145, 11. 171, 37. 190, 19. 205, 34. 265, 8. 323, 16. 332, 28. 337, 34. 36. 338, 1. 382, 28. 406, 37. 424, 30, 21. 445, 28. 451, 7. 471, 22. 516, 2. 709, 18. 722, 28. 750, 18. 835, 12. 890, 40. 305, 14. 345, 18. 369, 30. 371, 11. 478, 18. 494, 5. 533, 18. 557, 34. 562, 38. 581, 8. 596, 38. 606, 23. 750, 37. 776, 11. 860, 31. *Paul.* 438, 37. 528, 21. 546, 1. 594, 5 (corr.?). 878, 6. 519, 8. 532, 31. 653, 8. 742, 31. 879, 8. 880, 30. 946, 13 35 (*sequitur tamen*). III, 5, 12. *V.* 23, 3 = coll. 1, 7, 1. *V.* 26, 4. *Mod.* 642, 16 (paratus esset). *Herm.* 888, 22. — c) **Perfecti.** quos (fructus) . . cum percipere potuerit, dolo non cepit *Pap.* 56, 8. *cf.* *Iac.* 554, 4. *Iul.* 643, 37 (*sequitur nihilo minus*). 40 *Pomp.* 381, 19. 514, 19. *Afr.* 31, 35. *Gai.* IV, 20. *Marcell.* 36, 31. *Scaev.* 587, 28. 106, 8. *Pap. vat.* 12 (corr.). *Ulp.* 57, 22. 547, 2. 14, 31. 236, 18. 592, 18. 600, 2. 782, 30. *Paul.* (860, 5?). 885, 31. 248, 31. *Mod.* 161, 35. — d) **Plusquamperfecti.** si ipse servus peculiares nummos dedit, cum ei a domino id permissum non esset *Proc.* 386, 22. *cf.* *Iav.* 756, 13. *Iul.* 812, 61. *Ven.* 610, 23. *Gai.* IV, 23. *Scaev.* 573, 19 et 751, 30 (*sequitur nihilo minus*). 773, 11. *Pap.* 630, 11. 647, 10. 60, 18 (*sequi. nihilo minus*). 194, 13. 525, 30. *Ulp.* 154, 1. 367, 2. 374, 25. 546, 37. 835, 8, 22. 880, 29. 269, 38. 330, 37. 543, 1. 604, 8. 654, 31. 723, 8. (*lex Iul. maiest.*?) 802, 37.

863, 8. *Paul.* 534, 17. 571, 17. 575, 21. 269, 8. IV, 3, 4. *Marcian.* (*lex Iul. maiest.*) 803, 3. *Mod.* 413, 18. — e) **Coniugationis Periphrasticae.** ut, cum ipse iure hereditatis nihil sit consecutus, adeundo repellat filium in potestate relicto praestetque assem emancipato etc. *Tryph.* 284, 38. *cf.* *Ulp.* 331, 4. *cf.* si quis, cum opus hoc mora periculum allaturum esset, nuntiaverit opus novum *Ulp.* 376, 38. *cf.* *Pomp.* 545, 4. — f) **Imperf. et Plusquamperf.** cum non possideret nec dolo fecisset, quo minus possideret *Ulp.* 205, 31. *cf.* *Paul.* 85, 29. — g) **Plusquamperf. et Imperf.** cum . . neque tator Sciae . . fuisset neque omnino actionem haberet *Paul. vat.* 112 (*ex parte suppl.*). — 3) **cum Coniunctivo et Indicativo.** cum omnino neque mutuum acceperit neque ulla causa praecesserat debendi *Pomp.* 448, 16. — **B. Cum adversativum (= dum contra).** 1) **cum Indicativo.** a) **Praesentis.** cum alioquin per vindicationem nisi suam rem legare non potest *Gai.* II, 210. *cf.* II, 155 (solent C; soleant Goeschen). *Ulp.* 20, 38. *Paul.* 276, 16. 388, 38 (cum alioquin). *Mod.* 748, 1. — b) **Imperfecti.** cum hi, quibus pro indicato actio data erat, . . ita inferebant *Gai.* IV, 24. *cf.* *Ulp.* 190, 18. — c) **Perfecti.** qui edictum concepit commodati fecit mentionem, cum Paconius utendi fecit mentionem *Ulp.* 401, 7. — d) **Futuri.** cum alioquin poterit *Pomp.* (773, 45; corr.) *vid. infra IV B 2 c) lin. 52.* — 2) **cum Coniunctivo.** a) **Praesentis.** non debet . . pendere status eorum, cum iam possit indubitus esse *Hadr. Ulp.* 306, 38. *cf.* *Iul.* 534, 30. *Pomp.* 393, 3. 705, 29. *Ven.* 675, 31. *Gai.* 869, 3. 103, 38. 696, 17. 19. I, 147. III, 182, 202. *Pap.* 210, 9. 235, 11. 814, 37. *Ulp.* 739, 2. 382, 8. 403, 37. 749, 38. 898, 11. *Paul.* 401, 38. 934, 4. *Marcian.* 34, 9. *cf.* cum alias *Pap.* 38, 28. 814, 36. *Ulp.* 330, 43. cum alioquin *Gai.* 641, 18. II, 110. 146. 269, 270. III, 136. 137. 171. — b) **Imperfecti.** veluti si . . tota quindecim deduxerit et creditoribus reliqua quindecim dederit, cum deberet sola decem deducere, extraneis dena tribuere *Iul.* 429, 10. *cf.* *Afr.* 186, 35 et 36 (parata, paratus esset). *Gai.* 55, 32. I, 22 et IV, 82 (cum olim). *Pap.* 682, 38. 899, 1. *Ulp.* 2, 8. 427, 34. 453, 21. . . 833, 40. 305, 13. 404, 18. 748, 18. *vat.* 82. *Ulp.* 94, 37. *cf.* cum alioquin *Gai.* III, 160. IV, 29. — c) **Perfecti.** qui a pupillo substitutus ei servum emerit, agere cum substituto ex empto potest et ex stipulato de evictione, cum neutram earum actionum adversus pupillum habere potuerit *Iul.* 620, 30. *cf.* *Ulp.* 75, 34. *cf.* cum alioquin *Pomp.* 773, 45 (*ex conii.*; poterit eodd.). *Ulp.* 44, 21. — d) **Plusquamperfecti.** quid ergo, si non suffi-

ciat pupilli hereditas legatis, cum patris suffecisset? *Pap.* 204,1. *cf. Ulp.* 675,11. 817,30. 654,1. *Paul.* 625,37. *~ cum aliquo* *Afr.* 754,4. — **e) Coniugationis Periphrastice.** dum apud hostes est filius, pater iure fecit testamentum . . cum, si in potestate esset filius, nihil valitutum esset testamentum *Paul.* 826,11. — **f) Plusquamperf. et Imperf.** cum ante quaesitum fuisset, an liceret a praefectis praetorio appellare, et iure liceret et extarent exempla *etc. Char.* 28,11. — **3) Coniunctivi et Indicativi.** cum apud Graecos proprie viri pater *ἐπεὶ* . . vocitetur, uxoris autem pater *καὶ* . . vocatur (*del. Mo.*) *Mod.* 352,11. quid ergo si praegnas fuit, cum putaret heres non esse praegnatem et aditit *Ulp. (Trib.)* 879,11. — **V. Vi et concessiva et causali.** cum solus heres essem, existimarem autem te quoque pro parte heredem esse, res hereditarias pro parte tibi tradidi *Pomp.* 522,1. —

Loci corrupti: Maecian. 209,35 (cum *deledum*). *Scaev.* 272,9 (cum *dett.*). *Pap.* 248,1. *Ulp.* 283,23 (*scrib. cui*). *loci mutili: vat.* 93. 252,253.

cumulo. contumacia cumulat poenam *Marcian.* 846,1. quo legatum cumulare *Scaev.* 130,35.

cumulus. (*semper suspectum de interpolatione* *cf. Cod.* 7, 71, 8, 1; 3, 11, 33, 2 *pr. Nor.* 36, 2). cumulus aeris alieni *Ulp.* 229,11. debiti *Pap.* 65,36. *Paul.* 66,1. legati *Ulp.* 372,33. patrimonii *Ulp.* 795,1.

cunabula. liber velut cunabula iuris continet *Pomp.* 8,11. his cunabulis praefectorum auctoritas initiata *Char.* 28,11.

cunctatio. cunctationem consulis dirimit (constitutio divi Marci) *Ulp.* 427,11. *~ sollicito* testatore cunctationi *Scaev.* 468,11. *~ debuit* partibus suis fungi non quidem praecipiti festinatione, sed nec moratoria cunctatione *Ulp.* 761,28.

cunctor. I. — *morari.* cum petere non cunctaretur *Ulp.* 371,11. — II. — *dubitare.* quare cunctatus es? (*an = percontatus es?*) *Pomp.* 773,4.

cuniculus. cuniculum agere *Paul.* 400,11. cuniculo vel fossa aquam avocare *Ulp.* 390,11. *~ in balneario* de cuniculo restituendo, per quem vapor trahitur, utilem actionem competere *Ulp.* 600,11. cum Quinctilla cuniculum pergentem in Ursti Iuli instruxisset *Ulp.* 270,11.

cupa. *rid. cupa.*

cupiditas. ne alterius . . cupiditas huic . . noceat *Paul.* 550,11. *~ cupiditatis culpa* coercendum (culpam coercendum?) *Ulp. (consultatio Taurini)* *coll.* 1, 11, 2. *~ discendi cupitate* *Pomp.* 441,11.

cupido. grassantium cupido conquiescit *Paul.* V, 3, 4. *~ cupidine* procreando subolis tenta (persona) *Ulp. (Trib.)* 722,1. pecunia retineunda fictam adseverationem detegunt (philosophi) *Pap.* 917,11.

cupidus. qui praeter modum timidi cupidi avarique sunt *Ulp.* 603,11.

cupio. cupio des *Ulp. (form. fideic.)* 35,1. *cf. Paul.* IV, 1, 6. *~ cupit* servum detinere et damnum . . in duplum accipere vel . . pretium consequi . . pretium accipere, cedere autem sollicitatori . . actionibus *Paul. (Trib.)* 344,10. scire cupio *Pap. (epist.)* *coll.* 4, 8, 1. cupientes bonos efficere *Ulp. (Trib.)* 1,11. servire *Paul.* 459,11.

~ patronus sibi nuptam cupit *Ulp.* 716,11.

cuppa. *Forma.* cupa *Aff.* 567,30 (*sic F2*; cuppa *F1*, culpa *P* *U*, inc. *V*). *Paul.* III, 6, 37. — *Significatio.* conservandorum fructuum causa comparata instrumento cedunt, velut dolia, cupae *etc. Paul.* III, 6, 37. *cf. Ulp.* 125,11. *~ va* vinaria, id est cuppae et dolia, quae in cella defixa sunt *Scaev.* 98,1. *cf. Ulp.* 122,11. idem et in seriis et in cuppis et in cadis et amphoris putant (*scil.* uti prohibendum usufructuariis, etsi defossa sint) *Ulp.* 221,22. separatim tabulis aut heronibus aut in alia cupa clusum triticum *Aff.* 567,32.

cuppula. *Ulp.* 122,11.

cupressus. cupressum corpus fit *Paul.* 494,11.

cupressus. non maneret, (si mels tabulis navem fecissis) *Paul.* 494,11. *~ si quis vi aut clam arbores non frugiferas ceciderit veluti cupressos* *Paul.* 609,11. *~ cupressi* materiam vendere (non potest conductor ex fundo fiscali) *Paul.* 883,11.

cur. I. — *qua ex causa.* A. in interrogatione directa. 1) *sine verbo.* respondit: cur non? *Scaev.* 147,11. cur tam diverse? *Ulp.* 123,11. — 2) *cum Indicativo.* cur ergo non emptori quoque id tribuendum est? *Afr.* 394,11. *cf. Pap.* 805,38. *vat.* 294, 2 (cur ergo). *Ulp.* 64,1, et 1 (cur non et). 176,30 (cur ergo). 212,11. 342,31. 880,26 (cur autem). (*Scaev.*) 41,11 (cur non et). 682,1 (cur ergo). 761,11. *Paul.* 148,11. *Marcian.* 583,11 (cur non et). *~ cum Coniunctivo.* cur non etiam per fideicommissum eandem pecuniam adimendi potestatem habet? *Iul.* 28,11. *cf. Marcell.* 711,30 (cur non). 243,11 et *Scaev.* 727,1 (cur enim). *Pap.* 246,11 (cur enim non). 525,33 et *Tryph.* 684,15 (cur non). *Ulp.* 220,1 (cur enim). 338,1. 11. 439,12 (cur non). 11 (cur non etiam). 444,26 et 721,20 (cur non). 867,23 (sed cur non). 134,8 (cur non). 339,11 (cur non . . quoque). 365,11 (cur non).

580,36 (cur non). 721,36 (cur non). 761,33 (cur ergo non). 775,30. —

B. in interrogatione indirecta. 1) *cum Indicativo.* a) *suspensum a Verbo:* possit ei dici, cur non *Ulp.* 54,30 (*an = quod?*). nihil proponi, cur *Mod.* 134,33. cur non *Scæv.* 105,33. 671,3. quaesiturus sit aliquis *Pap.* 94,37.

— b) *suspensum a Substantivo vel a Substantivo et Verbo coniunctis:* causa intercessit, cur . . non *Ulp.* 613,30. nulla causa est, cur non *Ulp.* 656,16. illa ratio est *Macer* 543,35. — 2) *cum Coniunctivo.* a) *suspensum a Verbo vel Adiectivo cum Copula:* debet addere, cur *Ulp.* 82,37. non animadverto *Iul.* 496,5. neque quicquam dici possit *Ner.* 813,33. neque interest emptoris *Ulp.* 602,34. interrogatus *Ulp.* 184,4. miratur *Ulp.* 161,33. mirum videbatur *Ulp.* 619,32. non praescribi debet *Ulp.* (Trib.) 229,14.33. nihil proponi, cur *Scæv.* 389,2. 497,15. 902,1. 105,33. 111,33. 112,13. 121,46. 131,6. 147,33. 163,37. *feri = 165,13* (*ubi cur non* *F.*). 170,36 (*non ins.*). 869,3. *Ulp.* 35,33. *Paul.* 86,7. *Iul. Aquila* 780,15. *Mod.* 681,33. cur non *Scæv.* 535,32 (*non del. Krueger*). 595,6. 692,7. 751,33. 770,11. 85,13. 86,33. 105,33. 112,33. 119,13. 124,11. 146,33. 256,3. 326,11. 440,33. 450,33. 468,3. 533,34. 715,33. *Paul.* 644,11. *Mod.* 316,33. 629,32. 808,6. 846,3. 44,33. 539,33. quaesitum est, cur *Pap.* 515,13. nihil refert *Pap.* 757,17. non potest reperiri *Ulp.* 686,33. non video, cur non *Ulp.* 470,30. — b) *suspensum a Substantivo vel a Substantivo et Verbo coniunctis:* causa est, cur *Alf.* 566,21. *Ulp.* 20,13. nihil causae est, cur non *Pap.* 670,4. causa allegari potest, cur non *Ulp.* 761,21. si qua iusta causa praetorem moverit, cur non *Ulp.* 778,16. examinantur causae, cur *Men.* 894,36. causam adfert, cur utique *Ulp.* 19,33. praetor non admittit causam, cur *Ulp.* 617,13. causam habere *Ulp.* 633,3. *Paul.* 93,13. ignorat causam, cur non *Paul.* 967,37. nulla ratio est *Iul.* 261,33. *sim. Ulp.* (Iul.) 302,11. nulla ratio occurrit, cur non *Pap.* 542,21. ratio reddi non potest, cur non *Jav.* 667,34. —

II. = quod. 1) *cum Indicativo.* posse ei imputari, cur oblata de rata cautione eum non convenit *Ulp.* 100,33. *cf.* 175,16. 193,7. 332,32. 759,15. 794,36. 798,31. 342,34. 372,31. 33. 40. sibi debet imputare, cur *Ulp.* 127,10. sibi imputent *Ulp.* 557,5. damni eum iniuria teneri, cur tales (servos) habuit *Ulp.* 284,17 (*habuerit f; om. F1*). tenerentur tutelae, cur servum pupillo necessarium non comparaverunt *Ulp.* 481,29. — 2) *cum Coniunctivo.* non enim iudex propriis (proptiis?)

auribus audiet mulierem dicentem, cur patrem, qui de suo dotem promisit, non urserit (maritus) ad exsolutionem, multo minus, cur ipsum non convenerit *Ulp.* 674,33. 675,1. (*cf.* 54,30). hoc ei imputari non possit, cur non *Ulp.* 100,31. *cf.* 33. 175,18. 674,37. 762,33. 261,36. 372,33. 551,11. 51. imputare quis sibi debet *Ulp.* 138,30. *cf.* 416,3. merito notatus est, cur superstiti soli putet dandum *Ulp.* 42,5. — **C. cum Indicativo et Coniunctivo.** neque enim imputare ei possumus, cur non deseruit accusationem vel cur abolitionem non petierit *Ulp.* 331,13. 36.

CURA. competes, maior, momentaria, necessaria, omnis, praecipua, praesens, publica *vid. s. h. verb.* — **I. diligencia, studium, custodia.**

A. Nomin. cura incumbit cui *Paul.* 938,33 (*rerum*). pertinet *Ulp.* 29,33 (*ad curam praefecturae cura carnis, ut iusto pretio praebeatur*). 575,13 (*ad magistratus cura viarum urbarum*). *Paul.* 552,7 (*ad iubentem cura loci*). spectat ad sollicitudinem praesidis *Paul.* V, 6, 9 (*cuius rei*). —

B. Accus. curam adhibere *Ulp.* 308,13 (*ne*). *Paul.* 31,33 (*omnes inquilinos admonere*). agere *Pomp.* 7,7 (*viarum*). *Gai.* 565,33 (*villarum, ut eas incorruptas habeat*). *Ulp.* 161,33 (*reprimendae improbitatis*). (*test.* 74,3 (*praediorum*)). 551,33 (*familiae pecorumque*). 929,13 (*salutis hominum, studiorum*). deduxit necessitas ad senatum *Pomp.* 5,1 (*curam reipublicae*). expedire *Pomp.* 3,33 (*rei publicae*). habere *Ulp.* 301,33 (*liberorum*). inferre alicui *Ulp.* (Trib.) 722,3. iniungere *Clem.* 192,2 (*liberorum*). *Scæv.* (790,6; iunxit *F.*) *Pap.* 143,37.

Ulp. (rat. 136). mandare *Gai.* 641,33 (*negotiorum suorum*). *Ulp.* 351,29 (*funeris sui*). 415,11 (*navis*). 573,5 (*aedium locorumque sacrorum*). praestare *Cels.* 478,13 (*in deposito*). suscipere *Afr.* 418,33 (*reficienda navis*). 36. *Gai.* 405,37 (*eius rei*). *Scæv.* (*test.*) 66,7 (*condendi corporis mei*). *Ulp.* 248,3 (*rei*). ~ ad curam necessaria *Ner.* 327,17 (*ex com.*) et *Gai.* 324,3 (*corporis*). pertinet *Ulp.* 29,33 (*praefecturae*). 23. 26 (*praefecti urbi*). 149,33 (*ad c. et sollicitudinem suam hanc rem pertinere praetor putat*). (763,30). *Sev. Mod.* 758,11 (*ad c. publicam*). *Mod.* 834,4 (*principis*). reliquere *Scæv.* (*test.*) 146,17 (*templi*). revocare *Marcian.* 220,13 (*suam*). — **C. Genet.** suae curae facere *Pap.* 495,33. participales *Char.* 28,11 (*corr.*). — **D. Patie.** curae fuit praetori *Ulp.* 760,11 (*ne*). habere *Scæv.* (*epist.*) 477,17 (*ut*). — **E. Ablat.** cura confectum vestimentum *Pomp.* 705,33 (*c. uxoris*). consequi *Iul.* 406,6 (*c. aut diligencia*). *Flor.* 569,3 (*sua c. atque opera*). crevit infans *Paul.* 392,31 (*c. et sumptibus furis*). distracti

Ulp. eat. 204 (studii cura). ~ sub cura alicuius est *Afr. 431, 28* (argentum). *Scaev. 80, 13 et 14* (praedium). *Ulp. 29, 21* (forum suarium). habere *Pap. 60, 13*. —

II. Munus. A. 1) publicum. *Scaev. 790, 6, c. viarum Pomp. (7, 7).* *Ven. 602, 13.* *Ulp. (575, 13).* *eat. 136.* cloacrum *Ulp. 601, 31.* ~ rei publicae *Call. 907, 15.* kalendarii *Ulp. eat. 128, 187.* muneris *Macer 873, 34.* annonae divisio et quaecunque aliae curae istis sunt similes *Herm. 911, 16.* annonae ac similium *Herm. 911, 7.* frumenti comparandi *Ulp. 912, 6.* emendi frumenti olei *Char. 914, 34.* operis *Mod. 918, 36.* extruendi vel reficiendi operis *Ulp. 912, 18.* operis aquae ductus *Ulp. 925, 13.* custodiendi aquae ductus *Char. 914, 35.* bonorum *Pap. 769, 36.* — **2) privatum.** cura adulti furiosive, item prodigi, muti, etiam ventris etc. *Herm. 911, 14.* tutela vel (sive, itemque) cura *Sec. et Ant. Paul. eat. 247* (rest. ex *Cod. 5, 66, 1*). *Pap. 780, 10.* *Ulp. 21, 12, 29, 7.* *80, 15.* *167, 6.* *439, 10.* *745, 22.* *779, 16, 19.* (88, 18; corr.). *eat. 125, 128, 138, 188, 211.* *Marcian. 824, 1, 1.* *Char. 914, 35.* *Herm. 792, 40.* *# 808, 12.* ad curam eius, cuius quis tutelam administravit, invitus vocari non potest *Paul. 11, 27, 2.* *cf. Ulp. eat. 200, 220* (suppl.). adulescentis (minoris) *Scaev. 138, 3.* *753, 4.* *Tryph. 667, 29* (puellae). *Ulp. 80, 16.* *129, 31, 33.* *764, 30.* *799, 36.* *726, 33.* *eat. 201* (uxoris). *Mod. 789, 6.* *161, 31.* impuberis *Ed. Ulp. 741, 31.* *Ulp. 763, 30.* (799, 36). *801, 1.* *Paul. 757, 22.* *769, 15.* furiosi *Ulp. 745, 17, 17.* furiosi vel prodigi etc. *Ulp. 88, 16.* ventris *Ulp. 303, 16.* ventris bonorumve *Ulp. 778, 16, 43.* — **B. Loci huius partis (II) repetuntur dispositi secundum casuum ordinem.** 1) *Nomin.* cura est munus *Ulp. 912, 6.* ~ (publicum). *Char. 914, 31 et 34* (personale). *Herm. 911, 7* (personale civile). ~ (personale). est alicui *Ven. 602, 13.* quaecunque aliae curae istis sunt similes *Herm. 911, 16.* ~ cura adgregat personalibus muneribus *Char. 914, 36.* cessat *Ulp. 745, 17.* non imputatur in tribus *Ulp. eat. 188.* perseverat *Ulp. 799, 36.* — **2) Accus.** curam administrare *Scaev. 138, 3.* *Ulp. 21, 19.* *80, 15.* *129, 31.* *167, 6.* *778, 16.* *801, 1.* *303, 16.* *eat. 187, 201.* *Marcian. 824, 1.* *Mod. 918, 36.* affectare *Ulp. (eat. 188).* gerere *Scaev. 790, 6.* *Tryph. 667, 29.* *Ulp. 80, 16.* *764, 30.* *726, 33.* habere *Ulp. eat. 125.* habere iniunctam *Ulp. eat. 136.* iungere *Scaev. 790, 6* (scrib. iniungere). merentur cloacae *Ulp. 601, 31.* recipere *Ed. Ulp. 741, 31.* suscipere *Scaev. 753, 4.* *Ulp. 925, 13.* ~ ad curam non pertinent augmenta *Ulp. 763, 30.* vocari *Sec. et Ant. Paul. eat. 247* (rest. ex *Cod. 5, 56, 1*). *Ulp. eat. 200.* *Paul. 11, 27, 2.* ~ in curam redigi *Ulp.*

745, 17. — **3) Genet.** curae liberari *Ulp. 88, 18* (corr.). ~ curae (curarum) officium *Paul. 769, 36.* onera *Ulp. eat. 128, 128.* ratio *Marcian. 824, 1.* *Mod. 161, 31.* tempus *Paul. 769, 15.* — **4) Datic.** curae destinatus *Ulp. eat. 211.* subicit quem *Ulp. 745, 22.* — **5) Ablat.** cura abire *Ulp. 779, 16, 19.* ~ a cura se excusare *Ulp. 129, 33.* excusari *Herm. 792, 40.* excusatio *Mod. 789, 6.* habere immunitatem *Ulp. eat. 138.* removeri *Pap. 780, 10.* ~ ex (a Mo.) cura se excusare *Macer 873, 34.* ~ in cura esse *Ulp. 439, 10.* admissae fraudes *Ulp. 778, 15.* perseverare *Paul. 757, 22.* retinere *Ulp. eat. 220* (suppl.). male versari *Ulp. 29, 7.* ~ sub cura esse *Call. 907, 15.* *# 808, 12.*

curatio. I. Actus sanandi. curationem derelinquere *Gai. 279, 31.* ~ in curationem impendere *Ulp. 550, 5.* *Paul. 406, 21.* impensae factae *Gai. 277, 22.* ~ in curatione impendia facta *Gai. 296, 30.* ~ pro curatione impendia facere *Ulp. 279, 3.* — **II. Munus. A. publicum.** pecunias, quas quis in magistratu, potestate, curatione, legatione vel quo alio officio, munere ministeriove publico cepit *Marcian. 830, 1.* kalendarii *Char. 914, 31.* — **B. privatum.** tutela curatiove (tutela vel curatio sim.) *Ed. Ulp. 81, 2.* *Gai. 775, 4, 1, 142.* *Ulp. eat. 137.* *Paul. eat. 231, 231.* *Marcian. 823, 17.* generaliter curatio (minoris, furiosi, prodigi etc.) *Gai. 1, 142.* *199, 200.* *Pap. 790, 36.* *Paul. 790, 37.* pupilli pupillave furiosi furiosae *Herm. 800, 35.* minoris *Paul. 135, 12.* *Mod. 789, 3.* pupilli *# 795, 27.* pupillae *Mod. 134, 35.* furiosi aut prodigi *Gai. 813, 35.* *cf. Ulp. 812, 15.* *XII, 2.* furiosi *Ulp. 759, 37.* *812, 15.* furiosae matris *Ulp. 812, 31.* eius, cui bonis interdictur *Ulp. 812, 17.* ventris *Paul. 890, 15.* hereditatis *Paul. 102, 15.*

curator. adgnatus, generalis, honorarius, idoneus, legitimus, novissimus, specialis *vid. a. his ceerb.* — **I. A. Munus publicum.** curator (num procurator?) *Caesaris Call. 38, 1.* *Ulp. 877, 33.* curatores viarum *Paul. V, 6, 2.* — curator rei publicae *Papir. 71, 6.* *924, 11* (civitatis). *Pap. 39, 22.* *468, 37.* *923, 15.* *# 33.* *Ulp. 603, 13.* *16.* *604, 4.* *922, 34.* *37.* *Paul. 394, 33.* *405, 31.* *Herm. 405, 35.* kalendarii *Papir. 924, 13.* (*# 33.* *# 37*). ad colligendos civitatum publicos redditus *Char. 915, 3.* annonae *Papir. 867, 31.* (*924, 17*). frumento comparando *Paul. 904, 16.* ad siliginem emendam *Iul. 105, 37, 39, 39.* harum specierum (frumenti, olei) quos *πρωτας* et *δυνατάς* appellant *Char. 914, 36.* pistrinorum *Char. 915, 13.* operum *Papir. (924, 4. 5. 16. 17).* *Ulp. 33, 17, 18.* *902, 35.* *925, 13, 31.* *Paul. 638, 7.* ad extruenda vel reficienda aedificia publica sive palatia sive navalia

vel mansiones *Char.* 915, i. bonorum curatores tres *Paul.* 769, 22. 23. curatores communis officii *Pap.* 923, 13. *incertum, cuius officii: Papir.* 924, 8. 9. 10. 14. 17. 30. 32. *Char.* 914, 18. — curatores corporum *Marcian.* 793, 17. — **B. Munus privatum.** 1) *Generaliter dictum.* *Gai.* I, 198, 200. *Ulp.* 81, 5. 756, 2. 3. 5. XII, 1. *Paul.* 888, 1. *Mod.* 756, 41. i. tutor vel curator (*scil. furiosi etc.*) *sim.* *Pomp.* 774, 3. *Gai.* 775, 41. 752, 13. I, 199. 199. IV, 85. 99. 101. *Marcell.* 712, 13. *Scaev.* (*Trib.*?) 868, 11. *Pap.* 766, 30, 31. 767, 12. 44. 777, 30. 717, 36. 37. *Tryph.* 668, 2. 752, 31. *Ulp.* 45, 35. 57, 33. 301, 10. 427, 16. 17. 32. 612, 32. 764, 31. 776, 40. 377, 58. 535, 18. 562, 10. 606, 37. 39. 31. 966, 18. *Paul.* 194, 23. 509, 4. 758, 14. *Marcian.* 823, 17. 824, 4. *Herm.* 874, 58. 874, 58. procurator vel tutor vel curator *sim.* *Ulp.* 43, 33. 213, 2. 283, 6. 423, 27. 458, 30. 544, 41. 43. 604, 13. 639, 22. 727, 37. 779, 43. *Paul.* 503, 31. procurator tutor curator *deumvir Ulp.* 604, 13. quasi tutor vel curator vel defensor vel actor *Ulp.* 45, 34. 30 *cf.* (871, 3). procurator vel defensor vel tutor vel curator vel heres *Ulp.* 83, 34. procurator, tutor, curator furiosi vel pupilli, actor municipum *Ulp.* 625, 2. *cf.* (397, 30). neque tutor neque curator neque procurator neque cognitor aut actor *Paul.* *rat.* 112. vel curatori vel procuratori vel cullibet successori vel servo actori *Marcian.* 710, 13. curator et procurator *Ulp.* 442, 27. *cf.* *Paul.* 518, 16. 17. curator vel pupilli vel adolescentis vel furiosi vel prodigi *Ulp.* 800, 31. *cf.* 43, 6. 778, 12. 227, 11. 271, 33. 562, 5. 634, 13. 871, 5. *Paul.* 409, 30. curator pupilli furiosive *Ven.* 630, 33. *cf.* *Ulp.* 397, 30. (625, 2). omnes curatores sive puberibus sive impuberibus datos propter aetatis infirmitatem, sive prodigiis vel furiosis vel quibusdam aliis (ut fieri adsolet) dati sint *Ulp.* 726, 38. *cf.* 458, 3. 603, 12. 728, 8. *Herm.* 770, 16. — 2) *Specialiter.* a) minoris et impuberis, tutor vel curator *sim.* *Pap.* 790, 30. *Call.* 766, 19. *Tryph.* 667, 20. 793, 8. 11. *Orat. Severi Ulp.* 808, 17. *Sec. et Ant. Ulp.* 799, 29. *Ulp.* 29, 7. 38, 33. 128, 19. 373, 1. (*Trib.*?) 759, 21. 762, 16. 763, 16. 777, 37. 778, 12. 794, 38. 806, 21. 808, 19. 809, 9. 810, 13. 811, 14. 303, 11. 331, 17. 546, 33 (*del.*). 562, 39 (*corr.*?). *rat.* 135. 147. 147. 156. 201. 202. *Paul.* 50, 14. 661, 30. 665, 30. 667, 11. 757, 30. 791, 37. 805, 29. 812, 3. 178, 34. 482, 13. 541, 31. 720, 8. 16. 11. 13. I, 4, 8. 11, 30. V, 12, 4. *Marcian.* 806, 3. 880, 1. *Macer* 113, 8. *Mod.* 727, 3. *Herm.* 868, 31. 875, 31. 755, 6. 757, 41. 759, 6. 774, 10. 776, 35. 777, 24. 805, 3. pro tutore vel pro curatore *Ulp.* 811, 11. *cf.* *Paul.* I, 4, 8; 8. 870, 12. minoris vel puberis, cuius curator vel tutor erat *Ulp.* 271, 17. si pupillo tutor datus sit vel puberi curator *Paul.* 791, 37. 17. de curatore

puberis (minoris) agitur vel praecipue cogitandum est his locis: curator(es) adolescentis *Pap.* 767, 20. *Ulp.* (43, 6. 778, 12). 227, 13. 745, 8. (*cf.* 397, 30. 458, 3. 227, 11. 562, 5. 603, 12. 871, 3. *Paul.* 409, 30). 5 pupilli vel adolescentis *Ulp.* 373, 2. (pupilli vel *del.*) 799, 35. adolescentium *Scaev.* 138, 2. adulti *Mod.* 808, 3. adultae *Mod.* 766, 12. iuvenis *Scaev.* 868, 14. *Ulp.* 361, 37. filiae sui iuris effectae *Ulp.* 669, 27. minoris *Scaev.* 136, 36. impuberis vel minoris *Pap.* 55, 1. puellae *Pap.* 170, 10. *Tryph.* 667, 30. *Paul.* 661, 33. pupillae *Scaev.* 773, 31. sororis suae *Mod.* 766, 7. ceterum: *Ner.* 752, 2. 771, 18. *Cels.* 681, 1. (tutor *Cels.*?). *Afr.* 431, 30. *Clem.* 681, 7. et 11 (sive generaliter sive dotis danda causa constitutus; tutor *Clem.*?). (*Trib.*?) 17. *Scaev.* 72, 1. 136, 38. (*Trib.*?) 137, 2. 138, 7. 8. 753, 1. 2. 3. 5. 6. 773, 22. 23. 24. 29. 776, 21. 29. 254, 5. 868, 17. (*Trib.*?) 869, 3. *Pap.* 666, 28. 756, 23. 768, 10. 17. 790, 33. 799, 40. 800, 2. 4. 7. 8. 59, 37. 51. 198, 3 (tutores *Pap.*?). 199, 4. *Call.* 766, 21. 22. *Tryph.* 667, 29. 668, 4. *Ulp.* 125, 30. 23. 127, 28. 30. 33. 129, 31. 485, 7. 669, 28. 745, 30. 21. 755, 27. et 29 (ad dotem dandam, augendam etc.; tutor *Ulp.*?). 759, 19. (*Trib.*?) 20. 21. 34. 760, 13. 41. 45. 762, 18. 19. 763, 28. 764, 46. 765, 6. 9. 11. 12. 778, 28. 33. 779, 33. 782, 11 (= *rat.* 186). 799, 11. 39. 806, 30. 811, 17. (*corr.*) (271, 33). 372, 4. 550, 8. 8. 726, 38. 33. (*Trib.*?) 728, 12. XII, 4. *rat.* 186. 188. 188. 201. 202. *Paul.* 93, 2. 135, 8. 11. 13. 317, 31. 434, 7. 660, 18(7). 757, 32. 758, 31. 765, 14. 768, 33 (tutor *Paul.*?). 36. 38. 39. (*Trib.*?) 45. 46. 769, 2. 15. 19. 771, 20. 26. 792, 15. 16. 18. 800, 13. 435, 1. 3. 4. 1. 4. 2. *rat.* 110. *Mod.* (*Trib.*?) 20, 23. 134, 27. 757, 46. 765, 34. (*Trib.*?) 758, 23. 26. 28. 765, 44. 766, 11. 789, 2. 7. 161, 13. 31. 32. 23. 23. 666, 30. 692, 18. 37. *Iulius Aquila* 780, 12. *Herm.* 868, 38. 17. impuberis *Pap.* (55, 1). pupilli *Ven.* (630, 33). *Ulp.* (373, 2. 800, 31. 603, 13. 625, 4). 704, 33. (728, 9). *Herm.* (770, 16). *cf.* *Cels.* 755, 41. *Scaev.* 113, 4. 5. 8. *Pap.* 752, 20. 767, 13. 768, 18. 19. *Sec. et Ant. Paul.* 660, 30. *Ulp.* 757, 31. 802, 33. 31. 37. 38. 372, 3. 39. 727, 4 (ad species). *Paul.* (660, 18). 667, 11. 776, 30. *Mod.* 757, 41. *Iul. Aquila* (780, 12). adiunctus tutori: *Pomp.* 747, 3. 5. *Pap.* 751, 3. 767, 35. *Tryph.* 795, 30. *Ulp.* 760, 30. 19. 798, 31. *Paul.* 11, 29. *Mod.* 780, 6. ad augmentum datus *Ulp.* 763, 19. in locum tutoris *Pap.* 790, 38. *Ulp.* 779, 29. 798, 32. 704, 13. 17. *rat.* 184. *Paul.* 756, 27 (tutor mulieris *Paul.*?). *Mod.* 786, 16. 867, 10. 11. litis causa *Iav.* 750, 24. (tutor *Iav.*?). *Pomp.* 746, 8. (tutor praetorias *Pomp.*?). 8. 9. 10. *Ulp.* 745, 25 (tutor *Ulp.*?). 37. 39. 30. 31. 32. *Paul.* 746, 1 (tutor *Paul.*?). 4. 6. specialis curator *Ulp.* 798, 38 (tutorem praetorium *Ulp.*?). — b) furiosi, prodigi, ceterorum. ceteri

curatores *Ulp.* 800, 37. 745, 7. de curatoribus furioso et aliis extra minores dandis *Pap.* 812, 2. *cf. Paul.* 812, 19, 21. mente capto aut muto sive ventri *Tryph.* 793, 33. furiosi aut prodigi *Gai.* 69, 33. 702, 3. *cf. Ulp.* (458, 3). *Paul.* 368, 19. *Herm.* (770, 46). furiosi vel prodigi vel cuiusvis alterius *Ulp.* 668, 36. *cf.* 811, 32. furiosi vel cuius alterius non adulescentis *Ulp.* 811, 13. furioso et furiosae et muto et surdo *Ulp.* 755, 32. furioso vel prodigo vel ei, cui praetor ex causa curatorem dedit *Ulp.* 88, 13. curator sibi non sufficientis vel per aetatem vel per aliam iustam causam *Ulp.* 704, 39. alterius cuius *Ulp.* 728, 16. furiosi *Proc.* 48, 18 (dementis). 18. *Iul.* 159, 38. 812, 33. 21. 36. 37. 38. 39 (dementis). 41. 813, 1. 2. 3. 4. 6. 752, 33. 34. *Pomp.* 774, 4. 423, 34 (adgnatus). 473, 31. 711, 34 (adgnatus). *Ven.* (530, 33). *Gai.* 80, 41 (fatali). 814, 13. 11. 64 (adgnatus). *Marcell.* 813, 31 (adgnatus vel alius). 712, 10. 11. *Pap.* 196, 19. 777, 3. 813, 37. 277, 30. 33. *Tryph.* 813, 14. 814, 1. *Ulp.* (43, 6). 98, 33. 397, 29. 427, 16. 17. 436, 26. 442, 34. 443, 4. 715, 9. 722, (Trib.) 6. 16. 16. 745, 33. 759, 36. (778, 15). 812, 31. 32. 813, 7. 36. (227, 11). 241, 38. (271, 33). 349, 44. 372, 3. 548, 3. 7. 1. (562, 3. 603, 13). 606, 37. (625, 3. 634, 18). 704, 31. 723, 17. (728, 3. 871, 3). *Paul.* (409, 30). 797, 35. 813, 29. 40. 184, 4. 518, 3. 647, 16. *coll.* 16, 3, 6. \sim prodigi *Tryph.* 814, 2. 3. *Ulp.* 756, 7. (778, 15). 812, 11. 16. (553, 13. 634, 13). 780, 37. XII, 3. 3. *Paul.* 813, 41. \sim propter infirmitatem *Paul.* 81, 1. quasi debilibus vel prodigis *Ulp.* 553, 13. ceteri qui curatorem ope inveniunt *Paul.* 548, 14. muti *Maeccian.* 251, 46. *Tryph.* (793, 33). muti et surdi *Ulp.* (755, 33). caeco curator dari non potest *Paul.* IV, 12, 9. — ϵ bonorum. *Scaev.* 715, 34. *cf. Ulp.* (800, 37; ceteri curatores). substantiae *Scaev.* (test.) 255, 3. *Ulp.* 746, 25. bonorum eius qui hostium potitus est *Ulp.* 142, 1. *cf.* (746, 33). 798, 3. *Paul.* 547, 17. *Herm.* 911, 13. bonis vel absentis vel ab hostibus capti vel dum deliberrant scripti heredes de adeunda hereditate *Ulp.* 553, 16. *cf. Ulp.* 57, 36. 812, 33. 549, 3. *Herm.* 911, 30. rerum filio relictarum *Val.* 274, 3. *cf. praeterea Ulp.* 292, 10 (c. portionis, si frater cavere non possit). 33 (curator rem ei salvam facturum). 548, 3. *Paul.* 552, 14 (si quaedam actiones peritae sunt). \sim ex Carboniano edicto *Ulp.* 307, 40. 308, 3. 16. *Herm.* 911, 11. \sim ventris *Gai.* 303, 33. 34. *Tryph.* (793, 33). *Ulp.* 800, 36. 802, 1. 302, 33. 553, 33. *Mod.* 756, 40. 40. \sim 301, 13. *cf. Ulp.* 303, 3. 13. 30. 31. ventri bonisque *Tryph.* 667, 33. *sim. Ulp.* 778, 42. 302, 11. 12. 303, 3. *Herm.* 770, 16. bonorum ventris nomine *Ulp.* 813, 10. bonis *Ulp.* 302, 43. 44. 372, 3. \sim bonis distra-

hendis *Ed. Ulp.* 559, 33. *Cels.* 559, 18. *Ner.* 813, 13. 17. 18. 19. 21. *Iul.* 559, 36. 37. 37. *Gai.* 812, 36. 29. *Papir.* 559, 37. *Ulp.* 132, 38. (548, 8). 551, 11. 34. 558, 41. 43. 48. 529, 3. 4. 5. 7. 8. 9. 11. 12. 13. 732, 36. *Paul.* 487, 17. 21 (magister *Paul.*). (552, 14). 558, 36. 38. 558, 34. *cf.* quae mora deteriora futura sunt curatore dato distrahi iubentur *Ulp.* (779, 30). —

II. Loci repetuntur dispositi secundum casuum ordinem. A. Nominat. curator (non) est (fuit, erit etc.) quis *Pomp.* 747, 5. *Scaev.* 753, 3. *Tryph.* 667, 25. 30. *Ulp.* 271, 17. 800, 34. 802, 1. 811, 14. 15. 559, 13. 728, 16. *rat.* 135. 201. *Paul.* 746, 4. 768, 33. 720, 13. 1, 4, 8. *rat.* 112. *Marcian.* 880, 1. scierat se esse curatorem *Ulp.* *rat.* 156. curatores aut legitimi sunt... aut honorarii *Ulp.* XII, 1. idonei *Scaev.* 136, 35. curator non est necessarius furiosis *Paul.* *coll.* 16, 3, 6. est inter hos, qui rem in iudicium deducunt *Ulp.* 625, 3. est in ea condicione, ut non debeat videri se liti optulisse *Ulp.* 535, 13. \sim curator (curatores) accedere ad administrationem debuit *Ulp.* (764, 31). acceptum ferre non potuit *Ulp.* 723, 17. accipere potest possessionem *Proc.* 277, 30. *cf.* 33. accomodare debet consensum *Cels.* (Trib.) 681, 4. accessavit *Ulp.* 331, 17. adimplet *Paul.* (Trib.) 768, 4. adire iudicem competentem licentiam habet *Ulp.* (Trib.) 722, 3. administrare compelli debet *Scaev.* 753, 2. administrat *Paul.* 768, 15. *Ulp.* (776, 40). 303, 12. (308, 3. 13). adoptavit maritum eius pupillae, cuius curator est *Tryph.* 667, 29. adstant *Ulp.* 765, 3. alienavit *Iul.* 812, 36. alienare potest *Gai.* 11, 64. *cf. Iul.* (813, 4. 752, 37; tradendo). appellavit *Scaev.* (Trib.) 868, 11. *Ulp.* (871, 2). \mathcal{R} 874, 36. attigit nihil *Ulp.* (559, 13). non cavet *Iul.* 812, 31. condicere potest rem furtivam *Ulp.* 752, 34. confitetur *Ulp.* 283, 3. consequitur *Iul.* (105, 29. 813, 3). *Pap.* 800, 3 (actionem praestari sibi). *Ulp.* 765, 9 (ut eis mandetur adversus tutores actiones). *Paul.* 194, 23. constituit dotem *Ulp.* 669, 37. continetur his verbis 'ad quem ea res pertinet' *Ulp.* 551, 11. contrahere non possunt cum fisco *Marcian.* 823, 17. dat *Ner.* 771, 15 (dotem, impendia ad nuptias). *Pap.* 767, 29 (pignora). *Ulp.* 443, 1 (administrationem peculii et dare et denegare potest). 668, 36 (dotem). debet *Scaev.* 773, 23 (usuras). deciderunt cum creditoribus *Scaev.* (72, 1). 773, 20. non defendit *Ulp.* 548, 1. detulit insurandum *Paul.* 368, 19. dixit: 'abstineo pupillum' *Scaev.* 776, 29. dicere falsum vel inofficiosum vult *Paul.* 178, 34. dimisit creditores *Ulp.* 812, 35. distrahere prohibiti sunt praedia rustica vel suburbana *Ulp.* 808, 15. *cf.* 811, 2. ducere non potest adultam uxorem *Paul.* 661, 30. *cf.* 667, 1. *Marcian.* 806, 3. emit *Ulp.* 213, 2. (776, 40)

in nomen suum). emere non potest rem pupilli *Paul.* (518, 16). exigere debet pecuniam *Papir.* 924, 17. exactionem facit non suo periculo *Pap.* (766, 30). expectari potest cum subcuratore *Iul.* 105, 30. expertus adversus tutoris heredes *Scæv.* (868, 14). extant *Ulp.* 301, 10. faciit, faciunt *Scæv.* 72, 1 (idem cum aliis). *Pap.* 170, 10 (iudicatum). *Ulp.* 669, 30 (id magis quasi pater quam quasi curator). 765, 11 (iudicatum). (303, 31; inventarium). *Paul.* 812, 5 (nihil contra orationem divorum principum). 482, 13 (status quaestionem). *Mod.* 161, 33 (quid dolo). fatentur *Ulp.* 544, 13. fungitur personali munere *Herm.* 911, 17. gerit curam *Tryph.* (767, 30). gerit negotia *Pap.* 767, 12. *Tryph.* 668, 4. *Ulp.* (213, 2). 802, 32. 37. 38 (quasi curator). 726, 33. *Mod.* (718, 1) 758, 33. gesserunt se neglegenter in distrabendis bonis *Pap. r.* (924, 14). (non) habet *Gai.* 702, 3 (ius novandi). *Scæv.* 715, 31 (actionem). *Call.* 38, 4 (non ius deportandi; curatores Caesaris. num procuratores?). *Ulp.* 871, 3 (tertium diem). 925, 31 (negotium cum redemptoribus). *Paul.* 758, 12 (actionem). immiscuit se impuberis negotiis per errorem *Pap.* 767, 15. cf. *Paul.* (805, 30). ineunt personale munus *Char.* 915, 13. interposuit appellationem *Scæv.* 868, 11. intervenit *Papir.* (924, 30). *Ulp.* 45, 31. 32. non invenitur *Ulp.* 548, 7. iubet *Ulp.* 458, 2. 922, 31 (restitui). iussit fieri (vi aut clam) *Ulp.* 604, 13. in litem iurare non sunt cogendi *Ulp.* 373, 2. locavit *Pap.* 923, 13. *Paul.* 769, 15. manet *Pomp.* 746, 5. manumittere non potest *Pomp.* 473, 33. mittunt ad agendum vel defendendum *Ulp.* 559, 3. moram facit libertati *Ulp.* 458, 30. nuntiant recte opus novum *Ulp.* 377, 33. se obligavit officium suum egressus *Paul.* 768, 33. non obtemperavit ius dicenti *Ulp.* 43, 32. pactus est *Gai.* 69, 32. non debeat pati accipere (minorem) pecunias debitas *Paul.* 135, 15. permittit *Ulp.* 603, 13. 13 (in publico facere). perseverat *Ulp.* 757, 21 (in cura). *Paul.* 135, 5 (in administratione). 31 (in eodem errore. 15; in eodem officio). petit *Ulp.* 722, 16 (dotem). *Mod.* 727, 3 (satis a collega). postulavit *Ulp.* 43, 6. *Mod.* 134, 27 (in integrum restitutionem). praebuerunt cautionem invicem sibi *Pap.* 767, 20. praeposuit institutorem *Ulp.* 423, 27. praescribere (non) potest in cognitione suspecti *Aquila* 780, 13. praescens est *Iul.* 159, 30. *Ulp.* 544, 11. *Paul.* rat. 110. praestare *Gai.* 814, 13 (non potest libertatem). *Ulp.* 373, 4 (affectionem volunt adolescentem). 794, 33 (summam ad alimenta adolescentibus debent). *Mod.* 766, 7 (annonas). probat appellationis merita *Herm.* 868, 31. promisit dotem *Paul.* 768, 33. provocat *Ulp.* (765, 2). *Herm.* 868, 30. 874, 30. rationem

habere debet solvendi debiti *Gai.* 303, 34. recipiunt in collegium tenuiorum *Marcian.* (793, 17). reliquit heredes obligatos *Ulp.* 925, 13. repudiare non potest *Ulp.* 715, 9 (matrimonium). 349, 14 (bonorum possessionem). reputare potest *Mod.* 766, 12. restituere hereditatem rogatus est *Ulp.* 227, 11. non restituerunt tutelam vel curationem *Marcian.* (823, 17). pecuniam non retinet iure compensationis *Pap.* 468, 37. retinet usuras exactas usibus suis *Ulp.* 762, 14. retrahere debet agros *Papir.* 924, 11. satisfaciunt, satisfacere coguntur, debent *Gai.* I, 199. 200. IV, 99. *Scæv.* 753, 5. e. scit, sciunt *Ulp.* 427, 16. *Paul.* (135, 15. 768, 30). 518, 3. *Marcian.* 793, 17. sponondit *Paul.* 768, 30. statim debet alimenta *Gai.* 303, 33. stipulatur *Pomp.* 774, 5. *Ulp.* 361, 37. 776, 40 (pecunia eius, cuius negotia administrat, mutua data). 727, 31 (iudicium solvi). successerunt in fiscalem contractum *Marcian.* 824, 1. subiugantur personali muneri *Char.* 915, 3. suscipit *Pap.* 766, 30 (nomina a priore tutore vel curatore). 790, 33 (administrationem). sustinet *Ulp.* (752, 30; personam domini). *Paul.* 720, 10 (administrationem). tenetur *Papir.* 924, 14. 30. *Marcian.* (793, 17). tradere debet res dotis nomine *Clem.* (718, 1) 681, 11. tradere potest et dominum transferre *Ulp.* 813, 30. transigit cum furo *Gai.* 752, 13. transferre potest actiones *Ulp.* 241, 33. vendit *Ulp.* (ecc.) 812, 37. *Pomp.* (774, 5; rem hereditariam). *Scæv.* 136, 30. 138, 2 (praedia communia sibi et adolescentibus). *Ulp.* 38, 33. (303, 31). 877, 33 (curator Caesaris; num procurator?). *Paul.* 509, 3. venditionem fecit *Paul.* 487, 17 (magister *Paul.* 7). fraudulentum versatus est *Ulp.* 778, 12. vertit pecuniam in rem furiosi *Iul.* 813, 2. — B. *Accusat.* (vel *Nominat.* in passiva constructione). curatore (curatores) accipere *Scæv.* 776, 21. *Pap.* 198, 4 (a pratore). *Ulp.* 129, 31. 756, 7. 812, 32. *Paul.* 317, 31. 792, 15. *Mod.* 161, 13. *Ulp.* 728, 3. (718, 1) 10. adhibere *Ulp.* 127, 30. adiungere *Tryph.* 795, 30. *Ulp.* 760, 10. 12. 798, 31. *Paul.* II, 29. *Mod.* 780, 6. adjuvare *Ulp.* 33, 10. admittere *Ulp.* 745, 30. adstringere muneribus personalibus *Char.* 915, 1. condemnare *Pap.* (468, 31). 800, 6. *Ulp.* (83, 31). confirmare *Ner.* (752, 2). *Pap.* (767, 10). *Ulp.* 778, 30. 33. *Mod.* 789, 7. 751, 3. constituere *Iul.* 105, 31 (decreto ordinis). *Clem.* 681, 7 (tutor *Clem.* 7). *Val.* 274, 4. *Gai.* 812, 30 (ex 8cto). 20 (vel a pratore vel in provincia a praeside). IV, 85. *Scæv.* (718, 1) 137, 2. (715, 31). *Pap.* 767, 3. 11 (practor). (790, 32; decreto praesidis ac praetoris). 199, 4. 923, 33. *Call.* 766, 21. *Ulp.* (132, 22). 142, 1. 762, 19. 798, 9. 292, 10. 303, 2. 13. 307, 40. 308, 3. 14. 50. 549, 3. 558, 1. 48 (practor). 35. 559, 3. 1. 11. 704, 13. 780, 31 (a prae-

tore). XII, (1). 3 (a praetore). *Paul.* 769, 23 (magistratus rei publicae). 552, 11. 558, 38. 904, 11. *Mod.* 756, 10. 789, 2. *Herm.* 911, 36. convenire *Scæv.* 868, 17. *Paul.* (135, 15. II. 30). *Mod.* (161, 33). creare *Pap.* (923, 33). *Ulp.* 902, 33. (925, 13). *Char.* 914, 33. dare *Cels.* 755, 11. *Ner.* 752, 9 (a matre). *Iul.* (812, 31). *Pomp.* 747, 3. *Gai.* 80, 11. (308, 34). 1, 198 (in provinciis a praesidibus. 200 vel a consule vel a praetore vel a praeside provinciae). *Scæv.* 753, 1 (avia nepotibus). 113, 4 (alumno). (test.) 255, 8. *Pap.* 751, 5. 752, 28 (pater). 756, 23. (767, 15; a patre testamento. 42). 768, 18 (impuberi filio centurio). 790, 28. 33 (patronus impuberi liberto. . . testamento). 813, 21. *Tryph.* 667, 23. 793, 5. 11. 23 (a praetore). 813, 41 (pater testamento). 814, 9 (pater). 3 (praetor). *Ulp.* 57, 23. 36. 745, 21. 27. 28. 31. 746, 20. 755, 27. 28. 33 (a praetore vel praeside). 756, 3 (proconsul). 3. 5. (757, 31). 759, 31. 763, 18. 19. (778, 12). 779, 29. 782, 11 = *cat.* 186. 798, 33. 799, 11. (802, 32). 806, 30. 21. 812, 14. 23 (a praetore). 31 (praetor). 813, 10. 88, 13 (praetor). 302, 43. 43. 44. 303, 3. 548, (1). 2 (praetor). (551, 11). 553, 12. 18. 28. (726, 33. 34). 727, 4. 732, 30 (consensus creditorum). XII, (1). 3 (ex lege XII tab.). 4 (praetor). *cat.* 147 (a praetore). 147 (decreto). 184. 201. 202. *Paul.* 81, 7 (praetor). 746, 1. 756, 27. 757, 28. 758, 31 (decreto decurionum). 776, 30. 791, 27. 37 (a patre). 792, 16 (a praetore). 805, 29 (non iure). 812, 19 (proconsul). 21. 547, 19. 548, 8. IV, 12, 9. *Mod.* (134, 37). 756, 40. 11. (*Trib.*?) 758, (36). 28 (princeps). 765, 34. 786, 16. 867, 16. *Herm.* 911, (17). 18. *P.* 755, 8. 812, 9. 558, 38. destinare *Ulp.* *cat.* 202. *Char.* (915, 4). eligere *Gai.* (1, 200). *Ulp.* 303, 12. *Char.* (915, 3). facere (fieri). *Cels.* 559, 18. *Ner.* 813, 12. 17. 18. *Papir.* 924, 32. *Ulp.* 559, 8. 9. habere *Iul.* 159, 38. *Marcell.* 712, 18. *Ulp.* 271, 33. 550, 8. *Paul.* 541, 34. *Mod.* 756, 11. interponere *Mod.* 765, 41. liberare *Pap.* 923, 13. *Paul.* 769, 19. 800, 12. mittere in municipium, ut rem salvam foro pupillo caveant *Paul.* 50, 14. movere praescriptione ab excusatione perferenda *Ulp.* (925, 13). nominare *Ulp.* *cat.* 158. notare infamia *Ulp.* 83, 31. obligare *Ulp.* 764, 31. petere *Pomp.* 746, 8. 9. 756, 32. *Ulp.* 127, 22. 745, 25. 22. 760, 41. 302, 61. 372, 4. 3. 7. 8. 19. *Paul.* 93, 3. 746, 6. 757, 23. 792, 16. *Mod.* 757, 11. 41. (*Trib.*?) 758, 23. *P.* 757, 41. poscere *Iav.* 750, 24. *Ulp.* 745, 30. praepone *Ulp.* 33, 11. quaerere *Ulp.* 745, 23. recipere *Scæv.* 113, 8. relevare per exceptionem *Paul.* (*Trib.*?) 768, 16. remittere ad praefecturam urbis *Ulp.* 29, 7. removere *Iul.* 812, 29. *Ulp.* 778, 15. retinere *Herm.* (874, 36). scribere *Tryph.* 752, 23. substituere *Iul.* 812, 41. *Ulp.* 704, 17. suspectos facere *Ulp.* 778, 12. 779, 23. suspectum postulare *Ulp.* 777, 27. ~ ad

curatorem (curatores) pertinere *Papir.* 924, 9 et (36) et *Ulp.* 302, 44 (periculum). 726, 38 (stipulatio). *Paul.* V, 6, 2 (rei sollicitudo). pervenit quid *Ulp.* 559, 13. porrigendum idem *Paul.* 518, 16. transferunt usurae pupillaris pecuniae *Scæv.* 773, 22. transit pecunia *Scæv.* 773, 31. ~ adversus curatorem (curatores) actio *Iul.* 559, 33. *Pap.* 768, 10. *Ulp.* 810, 38. 307, 43 (*del. Mo.*). lis instauranda *Pap.* 800, 2. alieno nomine interdicti posse *Ulp.* 604, 13. ~ apud curatores remansit pecunia *Papir.* 924, 8. ~ circa curatorem cadenda dicenda *Iul.* 752, 33. ~ contra curatorem agere *Ulp.* (*Trib.*?) 759, 20. 31. ~ in curatore datur (*sim.*) actio *Pap.* 777, 9. *Ulp.* 436, 28. 606, 33. *Paul.* 769, 29. obligationem esse translatam *Pap.* 777, 10. ~ inter bonorum ventrisque curatorem et inter curatorem furiosi itemque prodigi pupillive magna est differentia *Herm.* 770, 46. 48. inter cur. et creditorem acta facta sunt *Scæv.* (776, 37). exceptio rei iudicatae inter se et curatorem utitur curator (remotus) *Iul.* 813, 1. ~ pones curatores sunt res testatoris *Mod.* (161, 33). ~ per curatorem adiuvare *Maecian.* 251, 18. (non) acquiritur *Paul.* 888, 1 (hereditas). 503, 31 (possessio). amissum quid est culpa vel dolo *Pomp.* 774, 4. conveniri *Ulp.* 798, 30. defendi *Macer* 113, 8. distracta bona *Papir.* 559, 31. gesta sunt *Ulp.* 132, 28. locupletier factus furiosus *Pap.* 196, 19. ~ solvendum nes alienum *Paul.* 558, 38. — C. *Genetiv.* curatoris (curatorum) administratio et periculum *P.* 759, 6. auctoritas *Mod.* (*Trib.*?) 20, 32. 867, 11. auctoritas et consensus *P.* 774, 10. auxilium *Ulp.* 125, 30. bona *Paul.* 813, 40. 41. causa *Ulp.* 551, 34. cessatio *Paul.* 771, 23. conscientia *Ulp.* 562, 16. consensus *Ulp.* (*Trib.*?) 759, 19. *P.* (774, 10). consilium *Pap.* 39, 29. consilio *Iul.* 812, 23 (c. et opera). *Paul.* V, 12, 4. copia *Ulp.* 722, 16. datio *Tryph.* 814, 1. dolus *Ulp.* 427, 17. 442, 34. 606, 37. *Paul.* II, 30. factum *P.* 776, 38. fideiussores *P.* (805, 3). fides *Call.* 766, 22. *Ulp.* 760, 45 (ac verecundia). fidei committere *Scæv.* 113, 3. *Pap.* 59, 31. fraus *Ulp.* 562, 30 (*corr.*?). gratia *Ulp.* (128, 10). heres (heredes) *Ner.* 813, 19. *Papir.* 924, 16. *Scæv.* 138, 7. s. *Pap.* 799, 40. *Ulp.* 762, 16. *P.* 805, 3. inssu *Ulp.* 606, 37. 779, 49. liberatus *Paul.* 661, 23. 667, 11. locus *Pomp.* 746, 10. *Papir.* 867, 31. nomine *Ulp.* 559, 4. nominatores *P.* (805, 3). officium *Clem.* (*Trib.*?) 681, 17. *Ser.* et *Ant.* *Paul.* 660, 20. *Ulp.* 802, 31. *Paul.* 660, 18. 394, 33. ope *Paul.* 548, 14. opera *Iul.* (812, 21). pactiones *Gai.* 69, 33. pars *Scæv.* (test.) 254, 9. periculum *Paul.* 771, 36. *P.* (759, 6). persona *Ulp.* 813, 7 (unius ex curatoribus). potestas *Ulp.* 812, 16. scientia *Ulp.* 427, 23. sordes aut evidens gratia

Ulp. 128, 15. tempus *Papir.* 924, 22. verecundia *Ulp.* (760, 45). voluntas *Gai.* 775, 1. *Ulp.* 809, 2. — **D. Datic.** curatori (curatoribus) accepto ferebat per iudicem *Pap.* 768, 17. adfectum pretium siliginis *Iul.* 105, 29. concedit lex municipalis *Ulp.* 603, 11. conscribere (contrascribere *Mo.*) *Ulp.* 303, 31. constitui potest *Ulp.* 397, 29. (furiosus). credere *Ulp.* 810, 15. dare *Marcell.* 712, 11. *Pap.* 717, 35. *Ulp.* 184, 4. dare actionem, indicium *Ed. Ulp.* 559, 33. *Ulp.* 98, 32. 800, 37. exceptionem rei indic. *Paul.* (800, 16). bon. possessionem *Proc.* 48, 18. non denegari debitores. . . adulatorum. . . in iudicium vocare *Ulp.* (Trib.?) 759, 21. denuntiare *Ulp.* 604, 4. de pendere *Marcell.* 712, 11. non iure exsolutam rationem *Paul.* 435, 4. inlata pecunia *Paul.* 435, 3. interdiciam *Sec. Ulp.* 808, 17. non licet vectigalia constituere etc. *Herm.* 405, 33. mandare *Ulp.* 765, 19 (actiones). *Paul.* 487, 29. obtemperare *Ulp.* 606, 31. 966, 12. opponitur, quia non recte impensas fecerat *Mod.* 766, 11. profutura est replicatio (*scrib.* triplicatio) *Iul.* 813, 2. questionem facere *Mod.* (test.) 161, 32. reddere rationes *Pap.* 666, 29. restitui hereditas potest ab adolescente *Ulp.* 227, 18. solvitur *Iul.* 813, 4 (alteri ex curatoribus). *Pomp.* 711, 35 (dos). *Ulp.* 127, 30. 704, 31. 22. 33. *Paul.* 720, 8. 11. *Marcell.* 710, 13. subministratur pecunia *Char.* 914, 35. teneri *Ulp.* 485, 7 (mandati). *Paul.* 1, 4, 2 (neg. gest.). — **E. Abbat.** (curatore, curatoribus adstantibus *Ulp.* 765, 6. iubente *Ulp.* 458, 3. praesente *Iul.* 159, 29. *Paul.* rat. 110. sciente *Ulp.* 427, 16. vendentibus, vendente *Scacae.* 136, 36. *Paul.* 509, 8. ~ accepto *Ulp.* 812, 23. constituto *Scacae.* (Trib.?) 137, 3. *Call.* 766, 21. *Ulp.* 303, 30. dato *Ulp.* 779, 39. interposito *Mod.* 765, 41). ~ a curatore (curatoribus) emere *Ven.* 630, 38. exigere *Papir.* 924, 19 (cautionem). *Call.* 766, 19 (diligentiam). *Paul.* 435, 3 et *Mod.* 808, 3 (cautionem). mercari fundum furiosi *Iul.* 813, 4 (ab altero ex curatoribus). petere *Proc.* 48, 18 (legata). *Mod.* 161, 33 (rationem curae). recipere rem suam *Ulp.* 125, 22. servari posse *Mod.* 692, 18. 11. auspicere *Pap.* 766, 31 et 769, 3 (nomina). ~ (= ~) consumuntur aut deminuantur negotia *Gai.* 1, 199. contrahuntur ex bonis *Iul.* 559, 37. conventus servus *Paul.* 435, 1. datum pignus *Paul.* 813, 29. debetur *Sec. et Ant. Ulp.* 799, 28. dedicari non posse rem furiosi *Marcell.* 813, 31. defendi *Ulp.* 546, 36 (*del. Mo.*). 550, 8. non iudicatum factum *Pap.* 800, 7. solvi iubetur *Ulp.* 922, 34. manumitti non potest servus furiosi *Pomp.* 423, 34. permitti non posse pecunias debitori rei publicae *Papir.* 71, 6. probatum est nomen *Ulp.* 799, 29. revocari ad portiones *Scacae.* 773, 31.

revocari non possunt agri publici, qui in perpetuum locantur *Paul.* 405, 31. solum est *Paul.* 434, 7. ~ cum curatore (curatoribus) acceptum iudicium *Ulp.* 639, 32. actio est non tutelae, sed neg. gest. *Paul.* 797, 35. agere *Iul.* (812, 29). *Ulp.* 765, 6. 799, 21. *Paul.* 765, 11. una cum curatore vendere *Iul.* 559, 37. ~ de curatoribus (curatore) *Ulp.* XII ff. 777, 21. 301, 18. idem iuris est *Gai.* IV, 101. ita cavet testamento *Mod.* 161, 31. dicenda eadem *Afr.* 431, 35. ~ in curatore (curatoribus) aliud est *Ulp.* 726, 32. idem (est) *Ulp.* 764, 4. 562, 3. 745, 8. 1. *Paul.* 409, 30. idem dicendum erit *Ulp.* 442, 27. 612, 32. cf. 634, 18. idem observandum est *Scacae.* (Trib.?) 869, 3. *Paul.* 638, 7. cf. *Ulp.* 760, 15. 763, 29. idem probandum est *Ulp.* 800, 35. cf. *Pap.* 55, 3. debuisse eum adicere *Ulp.* 81, 3. uni eorum praetor curationem decernit *Ulp.* 759, 36. saepe decretum est *Ulp.* rat. 188. discrimen maioris aut minoris temporis habitum non esse *Tryph.* 668, 2. spectata dignitas *Ner.* 813, 21. ~ pro curatore administrare *Paul.* 1, 4, 8. cavere *Pap.* 923, 32. fidei iobere *Paul.* 665, 30. negotia gerere *Ulp.* 811, 11. ff. 802, 15. teneri actione neg. gest. *Paul.* 1, 4, 8. ~ sine curatore obligari *Paul.* 647, 35. *Mod.* 666, 36 (possunt puberes ex stipulata). solvendum pecuniam decernit praetor *Ulp.* 127, 35. ~ sub curatore agere *Pap.* 59, 31. — loc. corr. *Ulp.* 811, 17.

curatorius. agere curatorio nomine *Gai.* IV, 82.

curia. I. pars populi Romani. *Pomp.* 3, 29. — II. Ordo decurionum. sive singularis sit persona, quae metum intulit, vel populus vel curia vel collegium vel corpus *Ulp.* 114, 21. ~ in curiam allectas *Div. Fr. Ulp.* 912, 38. lecti *Marcell.* 920, 43. ~ curiae nomine experiri *Ulp.* 97, 10 (civitatis vel c.). quod maior pars curiae effecit, pro eo habetur, ac si omnes egerint *Scacae.* 904, 35. ~ curiae non licet vectigalia sine imperatorum praeecepto constituere etc. *Herm.* 405, 33. ~ curia submoveri *Paul.* 854, 9 = V, 28 (curiae F). V, 15, 5 = coll. 8, 3, 1. V, 20, 6. (28). ~ in curia suffragium ferre *Ulp.* 913, 36.

curiatus. leges curialae *Pomp.* 3, 29.

curiose. curiosius tractare *Gai.* III, 17 = coll. 16, 2, 17.

curiositas. delatoria *Ulp.* 654, 28.

curiosus. debet esse creditor, quo vertatur (pecunia) *Ulp.* 453, 2. dissimulare debet petitor, ne curiosus videatur *Paul.* 700, 13. ~ scientiam neque curiosissimi neque negligentissimi hominis accipiendam *Paul.* (Lab.) 655, 1.

CURO. I. = *providere, tueri*. **A. Hominem** in familia alenda curandave Ulp. 551,14. *servum pascere vestire curare* Ulp. 334,9. *saepe idem valet quod 'mederi'*: (servum) aegrum Ulp. 101,30. 439,22. 719,10. *Paul.* 611,36. 459,33. 751,38. *vulnerari* Ulp. 439,34. *dictum de medico*: curaturum gratis amicos patroni *Iul.* 325,1. *patronum eiusque familiam* *Pap.* 104,3. *neglegenter* *Ulp. coll.* 12, 7. 7. *g. oculos* Ulp. (930,14). — **B. Rem.** aedes sacras Ulp. 573,16. *arbores* Ulp. 731,18. *corpus nostrum* *Gai.* 937,13. *laccum vinu plenum* Ulp. 286,36. *oculos* Ulp. 930,16. *oves* *Alf.* 91,17. Ulp. 718,22. *vestimenta* *Alf.* 567,36. *Gai.* III, 143. 162. 205. Ulp. 738,31. *negotium, negotia* *Iul.* 807,21. *Gai.* 184,31. *ff.* 39. *Pap.* 199,36. Ulp. XXIV, 19. 19. *Paul.* 327,9. 921,33. (suum). *quid eorum quae supra scripta sunt* Ulp. 381,18. *omnia* Ulp. 307,11. —

II. = efficere, dare operam. **A. cum Gerundio vel Gerundivo.** curare amovendum Ulp. 885,15. *aperiendum recitandum describendum* Ulp. 899,32. *castrandum hominem* *Paul.* V, 23, 13. *confutenda (falsa indicia)* *Marcian.* 819,33. *confundendum argentum* *Paul.* 201,33. *corrumpendum iudicem* *Paul. (lex Corn.)* V, 25, 2 = coll. 8, 5, 1. *Marcian.* 823,4. *dandum* Ulp. 303,1 (curatorem bonis). *Paul.* V, 3, 1 (damnum). *bis in mense denuntiandum* *Ed. Ulp.* 741,13. *emendum vendendumve* Ulp. 773,17. *faciendum* *Paul. (lex Corn.)* IV, 7, 2. *facienda sacra impia nocturnave* *Paul.* V, 23, 15. *pascentes liberos* *Mod.* 740,4. *litem praeprandam* Ulp. 871,33. *prospiciendum* Ulp. (7) *vat.* 341 (suppl.). *legendi (scil. milites)* *Paul.* 146,7 (corr.). — **B. regit Enuntiatum finale.** 1) *incipiens a Coniunctione 'ut'*. *curare praetorem debere*, ut is in possessione sit *Ner.* 309,37. *cf. Iul.* 807,21. *Gai.* 309,31. 565,32. 890,12. 216,18. 388,33. 640,30. I, 199. II, 123. III, 49. 117. Ulp. 29,16. 33,17. 36,12. 760,2. 810,21. 865,36. 380,2. 382,30. 582,16. 601,17. 775,18. *vat.* 163. *Paul.* 41,11. 316,1. 662,34. *Herm.* 827,36. — 2) *incipiens a Coniunctione 'ne'*. (*saepe idem valet, quod 'prohibere'*). *uti curaret et daret operam, ne quis caederet* *Alf.* 566,36. *cf. Val.* 98,11. *Gai. (Trib.)* 435,37. III, 79 (de vivia, ne). *Seae.* (test.) 105,33 (de amicis meis, ne). Ulp. 614,19. 272,18. 303,18. 372,33. *Paul.* 628,29. 398,3. 664,17. 949,33. *Mod.* 840,11. — **C. regit Infinitivum.** *curent magistratus* . . testari volentibus et se ipsos et alios testes vel signatores praebere *Ven.* 653,22. *cf. Pius* Ulp. coll. 3, 3, 6. *Seae.* (test.) 169,43. *Pap.* (test.) 264,14. Ulp. 35,15. (Trib.) 348,36. (test.) 92,36. 902,33. 908,3. 925,42. *Paul.* 35,1.

IV, 7, 4. *Marcian.* 803,6. — **D. regit Accusativum cum Infinitivo.** *cum decem dari curari (lectio incerta)* stipulatus sis *Cels. (Lab.)* 364,23. *fere* = Ulp. 660,13. *caveri* Ulp. 429,22. 437,36. 482,37. 807,9. *cautiones interponi* *Gai.* 312,31. *cautionem exigi* *Paul.* 884,31. *ceterum*: *Afr.* 463,13. *Gai.* 171,33. *Seae.* 169,33. *Pap.* 712,10. 205,18. 469,36. *Comm. Coll.* 224,41. Ulp. 415,16. 576,16. 777,14. 824,18. 825,18 = coll. 8, 7, 1. (908,5). *Paul. (Trib.)* 720,13. 856,31. — **III = respicere, rationem habere.** *si aliquid adoptivus pater habere voluerit, propter quod a filio post emancipationem magis curaretur* *Iav.* 667,17. *modicas impensas non debet arbitri curare* *Paul.* 732,30. *si non probavit aut probantem iudex non curavit* *Gai.* 62,4. *solicite curare, qualiter conversetur* Ulp. 760,2. *iam non curant, petant illi necne bonorum possessionem* Ulp. 282,31.

CURRAX. *Gai.* 607,31.

CURRO. I. *Proprie, de homine dictum.* *qui ad fugam gradum unum alterumve promovit vel etiam currere coepit* Ulp. 606,37. *currendo certare* *Paul.* 346,31. *currut desultor in equis* Ulp. 578,40. — **II. Translate.** **A.** *currut cloaca per aedes* Ulp. 601,36. *flumen* Ulp. 578,33 (alveo mutato alia). *Paul.* 263,33 (per praedia). — **B.** *currut mancipium per plures emptores* *Paul.* 522,7. *currut quinquennium* Ulp. 486,31. *tempus* Ulp. 608,23 (redhibitionis ex die venditionis). *Paul.* 498,39 (longum). *currant tempora ad boni possessionem* Ulp. 307,33. *currut usucapio* *Marc.* 531,9. Ulp. 519,33. *Paul.* (498,39). *currant usurae* Ulp. 761,42. 626,36. *Paul.* 363,21. 641,4. 700,3.

CURSOR. *Paul.* 99,18. 18. 19.

CURSUS. *vehicularis* *Char.* 914,36. *curvae aquae* Ulp. 579,18. 580,23. *fluminis* Ulp. 579,31. 580,37. 581,3. *cf. Pomp.* 495,13. 578,25. *curvatura.* *aratri* *Pomp.* 955,33.

CURLIS. *aedilis* *Pomp.* 4,22. 7,1. *Gai.* I, 6. Ulp. 602,6. 624,4. 37. *Mod.* 619,13.

CURVUS. *qui praeter modum* . . sunt . . gibberosii vel curvi etc. *Gai.* 603,25.

CUSTODELA. *endo* . . *custodela mea* *Gai. (form.)* II, 104.

CUSTODIA. *diligens, diligentior, idonea, militaria, perpetua, praesens, publica, rustica, suspecta, talis vid. s. h. verb.* — **I. Proprie.** **A. Generaliter.** *ad custodienda ea, quae sine custodia salva esse non possunt, custodem ab herede ponendum* Ulp. 303,18. — **1) cum Genetico coniunctum:** *custodia alicuius rei* *Gai.* 569,13. Ulp. 463,12. *argenti vel nummorum* *Afr.* 754,42. *carceris* *Pomp.*

7,3. domus *Gai.* 327, II. *Paul. coll.* (10, 7, 4). tabularum *Ulp.* 572, II. templi *Seac.* 146, II. *Pap.* 482, II. villae *Ulp.* 127, II. (*cf. Pomp.* 129, I). — 2) *nude positum.* custodiam committere *Afr.* (754, 4). *Ulp.* 671, II. *Herm.* 771, I. desiderare *Pomp.* 129, I. habere *Ulp.* 607, I. *Paul. coll.* 10, 7, 4. praestare dominis *Ulp.* 896, II. — custodiae causa, gratia aedificare casam *Pomp.* 231, I. aliquid facere, gerere *Ulp.* 877, I. praeponi navibus *Ulp.* 160, II. tradere claves et anulum *Pap.* 60, II. custodiae legem habens mandatum *Ulp.* 470, I. merces *Ulp.* 469, II. periculum praestare *Gai.* 569, II. — 'tugurii' appellatione omne aedificium, quod rusticae magis custodiae convenit quam urbanis aedibus, significatur *Pomp.* 949, I. — operae servi cum custodia pensabantur *Ulp.* 469, II. pro custodia mercedem accipere *Gai.* 162, I. (569, II). — B. *Specialiter.* 1) *cura rei, quam debitor creditori praestare debet.* *Idem valet, quod 'diligentia in custodiendo.'* talis custodia desideranda est a venditore, qualem bonus pater familias suis rebus adhibet *Gai.* 518, II. *cf. 538, II. Ulp.* 402, I. 404, I. 409, II. 471, II. 569, II. *Paul.* 538, II. a diligencia separatur: et dolum et culpam et diligentiam et custodiam in totum me praestare debere *Ulp.* 403, II. *cf. Paul.* 554, I. II, 4, 3. — *Sequitur loci dispositi per contractus, in quibus debitor custodiam praestat.* a) *in emptione venditione.* antequam vacuum possessionem tradat (venditor), custodiam et diligentiam praestare debet *Paul.* (554, I). *cf. 388, I. Ulp.* 739, I. vino per aversionem vendito finis custodiae est avohendi tempus *Ulp.* 539, II. *cf. Gai.* (538, II). *Ulp.* 538, II. 539, I. II. custodiam autem venditor talem praestare debet, quam praestant hi, quibus res commodata est *Paul.* (538, II). *cf. Gai.* 518, II. (30). custodia adversus vim parum prodest *Ner.* 553, I. pars est custodiae diligentiaeque hanc (damni infecti) interponere stipulationem *Paul.* 554, I. *cf. (388, I).* b) *in locatione conductione.* fullo et sarcinarum mercedem capiendi custodiam praestant *Gai.* III, 206. *cf. 162, I. Ulp.* 738, II. 748, II. dominus horreorum effractis et compilatis horreis non tenetur, nisi custodiam eorum recepit *Ulp.* 571, II. *cf. Lab.* 573, II. nauta et caupo et stabularius custodiae nomine tenentur *Gai.* 162, I. *cf. Ulp.* 160, II. 161, II. 761, II. ceteri loci: *Ulp.* (569, II). 740, II. II (*de epistola perferenda*). c) *in societate.* custodiam praestare debuit (socius), qui aestimatum (pecus) accepit *Ulp.* 504, I. d) *in mandato.* *Ulp.* 576, I. e) *in commodato* si in ea causa (rem inspectori) dedi,

dum volo pretium exquirere, dolum mihi tantum praestabit: si aut, et custodiam *Ulp.* (404, I). *cf. Gai.* III, 206. *Ulp.* 402, (10). II. 12. 13. 14. 22. 403, II. (26). 578, II. 739, II. 740, II. *Paul.* (538, II. 4, 3). f) *in deposito.* si se quis deposito obtulit, idem Iulianus scribit periculo se depositi illigasse, ita tamen ut non solum dolum, sed etiam culpam et custodiam praestet *Ulp.* (471, II). *cf. Gai.* III, 207. (*alter accipiendum Ulp.* 469, II). g) *in pignore.* venit autem in hac actione et dolum et culpa, ut in commodato; venit et custodia; vis maior non venit *Ulp.* (409, II). h) *ceteri loci:* fructuarius custodiam praestare debet *Paul.* 248, I. nihil refert, cur praestari custodia (ab herede) debeat *Pap.* 757, II. — 2) *conservatio.* custodiam et observationem concedere *Pomp.* 549, II. et *Paul.* 506, II. (*ex Qu. Mucio*). nec tam possessio rerum ei quam custodia datur *Ulp.* 270, II. c) *custodiae causa, gratia aliquid in terra condere.* *Pap.* 515, I. II. *Paul.* 495, II. congerere *Ulp.* 127, II. deferre *Pap.* III, 6, 39. deponere *Iav.* 157, I. *Iul.* 514, I. (apud sequestrem). *Paul.* III, 6, 44. *coll.* 10, 7, 3. possidere *Ulp.* 325, I. possessio datur *Pap.* 267, II. In possessione esse *Ulp.* 168, II. *Ulp.* 507, II. In possessionem mitti *Ulp.* 590, II. *Paul.* 549, I. rem tenere *Ulp.* 530, II. reponere in horreis *Iav.* 96, I. tadio perpetuae custodiae extorqueat heredi cautionem *Ulp.* 270, II. — 3) *potestas rei.* res mobiles excepto homine, quatenus sub custodia nostra sint, hactenus possideri, id est, quatenus si velimus, naturalem possessionem nancisci possumus *Paul.* 505, II. c) *custodiam evadere.* *Gai.* 487, II. II, 67. habere *Ulp.* 584, II. negligere, omittere *Pap.* 516, I. I. tradere *Iav.* 516, II. *Paul.* 392, II. c) *custodiae nostrae aves subiectae.* *Paul.* 505, II. c) *custodia coerceri.* *Gai.* 487, II. II, 67. in custodia bonorum esse *Ulp.* 302, II. sub custodia est *Paul.* 504, II. 505, (II). II. — 4) *custodia fugitivorum, reorum, damnatorum, milium.* stationarii fugitivos depræhensos recte in custodiam retinent *Paul.* 345, II. diligens custodia etiam vincire permittit *Ulp.* 345, II. in custodia publica. 'vinculorum' appellatione vel privata vel publica vincula significant, 'custodiae' vero tantum publicam custodiam *Ien.* 953, II. II. *cf. Lex Iul.* *Ulp. coll.* 9, 2, 2. *Call.* 651, II. *cf. Call.* 141, II. 21. militaris *Ulp.* 55, I. reorum *Ulp.* 800, II. R 800, I. c) *custodiam agere sine vinculis.* *Paul.* 801, II. In custodiam conici *Gai.* I, 13. *Ulp.* I, 11. dies facere *Pap.* 806, II. recipi *Ulp.* 855, II. *Paul.* 845, II. c) *custodiae causa recipi in carcere.* *Ulp.* 828, II. custodiae refuga non mi-

litiae desertor est *Macer* 896,34. ~ de custodia dimittere *Ulp.* 750,17. ex custodia confugere ad praesidium *Call.* 852,8. produci *Cels.* 801,33. in custodia decedere *Paul.* 883,1. defungi *Ulp.* 816,2. esse *Pap.* 806,34. *Ulp.* 145,3. 790,13. coll. (9, 2, 2). sub custodia esse *Macer* 896,34. —

II. Translate. A. is qui in custodiam con-
iectus est. custodia defungitur casu *Mod.* 802,36. evadit *Call.* 801,39. ii. 802,1. i. fugit *Mod.* 802,17. se interfecit vel praecipitavit *Mod.* 802,18. ~ custodiam adprehendere *Mod.* (802,35). amittere *Call.* 801,35. *Mod.* 802,31. audire *Paul.* 844,38. 845,3. *Mod.* 796,13. ii. alicui credere, committere *Mod.* 802,11. ii. dimittere *Ven.* 801,37. *Call.* 802,1. *Paul.* V, 31, 1. *Mod.* 802,18. ii. militi prosequenti magna manu excutere *Paul.* V, 31, 2. habere *Call.* (802,1). interficere *Mod.* 802,13. praenudare *Ulp.* (32,36). proferre *Paul.* 845,3. recipere *Ven.* (801,37). remittere ad proconsulem *Ulp.* 32,36. ~ custodiarum cognitio *Ulp.* 32,38. 58,30. levis persona custodiae fuit *Mod.* 802,14. ~ aut custodiis aut cognitionibus occupatus *Ulp.* 364,4. in custodiis gradum esse servandum *Call.* 852,33. — **B. is, qui custodit.** i. acervum lignorum emero et eum venditor tollere me iusserit, simul atque custodiam posuissem, traditus mihi videtur *Iac.* 516,30. *V.*

custodio. I. Proprie. 1) quem. si qui. . . latrocinium fecerit aliudve quod facinus, ut capitale poenam meruisse videantur, commiserint, vinetos eos custodies *Mandat.* *Call.* 851,38. quem *Paul.* 854,11. adulterum *Ulp.* 811,33. athletam inciviliter *Ulp.* 119,11. fugitivum *Gai.* 207,15. *Ulp.* 345,9. ii. furiosum *Marcus et Comm. Macer* 36,25. 32. cf. *Mod.* (*Dic. Fr.*) 822,31. servum *Gai.* 405,21. cf. *Ulp.* 958,31. *Ulp.* 469,32. *Paul.* 204,38. 29,31. — 2) ventrem, partum. qui in utero est, perinde ac si in rebus humanis esset custoditur, quotiens de commodis ipsius partus quaeritur *Paul.* 15,36. cf. *Ed. Ulp.* 741,30. *Dic. Fr. Ulp.* 740,27. ventrem *Ed. Ulp.* 741,19. 35. *Ulp.* 737,12. 16. partum *Iul.* 742,13. 16. *Scæv.* 742,33. *Ulp.* 741,11. 742,1. ~ 740,11. — 3) quid. *Gai.* 640,8. *Ulp.* 284,7 = coll. 12, 7, 7. 342,5. 469,12. 470,17. 569,22. 877,11. 303,17. 569,30. 769,11. *Paul.* 473,27. coll. 10, 7, 2. acervum *Iac.* 517,1. aedes *Pomp.* 246,19. aquae ductum *Char.* 914,30. argentum *Ulp.* 579,10. bona *Herm.* 911,17. corpus mortui *Ulp.* 351,27. domum *Gai.* 327,13. feras *Tryph.* 229,23. fines *Ulp.* 125,44. fractus *Ulp.* 125,33. 272,7. i. fundum *Alf.* 91,13. *Pomp.* (246,19). ignem *Ulp.* 284,4 = coll. 12, 7, 7. 7. insulam *Alf.* 540,27. re-

licta ab aliquo *Herm.* 911,19. rem *Ner.* 553,35. *Gai.* 640,3. ii. 14. *Ulp.* 470,11. 16. 272,11. *Paul.* coll. 10, 7, 4. res hereditarias *Ulp.* 272,13. ii. silvam *Alf.* 566,31. vestimentum *Pomp.* 443,8 (usus gratia). *Ulp.* 83,18. — **II. Translate.** 1) = *seponere*. centum *Paul.* 102,27. — 2) = *curare*. custodiri potuit, ne damnum daretur *Ulp.* (569,22). debebis custodire, ne dardanarii ullius mercis sint *Mandat.* *Ulp.* 784,33. illud custodiendum, ne decipiat profiteri volentes *Marcian.* 407,13. — 3) = *ob-*
servare, tueri. constituta ex consensu facta *Ulp.* 396,27. fines mandati *Paul.* 480,9. formam ac statum aedificiorum *Ulp.* 253,35. immunitates *Ulp.* 918,57. iudicium supremum *Pap.* 193,1. ius *Flor.* 857,5. cf. *Iac.* 238,21. *Iul.* 13,32. *Pomp.* (*Iul.*) 441,11. *Gai.* 273,30 = 1, 1, 197. *Call.* 910,7. *Ulp.* 382,37. *Paul.* 273,30. *Mod.* 190,18. *Herm.* 792,11. 414,4. iusurandum *Paul.* 368,11. legem *Ulp.* 541,35. pactum *Iul.* 689,32. placitum *Herm.* 632,11. praescriptionem *Herm.* 630,5. regulam *luris Mod. coll.* 10, 2, 2.

custos. I. Generaliter. custodes furiosis adhibentur *Marc. et Comm. Macer* 36,35. multum interesse, custodem posui an non *Ulp.* 403,18. magis custodis sit loco quam iustitior *Ulp.* 424,35. custos damnum dedit *Ulp.* 569,23. dati sunt (ceteri tutores) quasi observatores actus eius (tutores, qui gerit) et custodes *Ulp.* 759,45. ad custodienda ea, quae sine custodia salva esse non possunt, custodem ab herede ponendum (ut puta pecoris et si nondum messis vindemiae facta sit) *Ulp.* 303,18. — **II. Specialiter.** custos armorum *Tarr.* 920,36. *Paul.* 897,1. ~ custos aedium *Char.* 915,3. feracae bestiae *Paul.* I, 13, 2. 3. horreorum, insularum *Paul.* 31,19. 21. praedii *Scæv.* 145,30. cf. *Paul.* (*test.*) 97,16 (praecipio . . fundos . . cum casulis et custodibus omnium horum fundorum). villae *Pomp.* 128,13 (mulier custos perpetua). ~ damnatorum sive accusatorum, qui in custodia publica tenentur *Call.* 802,3 (per vinum aut desidium custodis). *Ulp.* 790,13 (per negligentiam custodum evaserunt). *Mod.* 802,17. 13. ~ ad ventrem inspicendum et observandum *Ed. Ulp.* 741,21. 22. *Dic. Fr. Ulp.* 740,19. 23. *Ulp.* 736,33. 31. 36. 41. 737,1. 11. 14. 16. 32. *Paul.* II, 24, 5. 6. 7.

cydonium. Potio ex pomorum suco facta. vini appellatione non continetur *Ulp.* 123,16.

cylindrus. gemma formae oblongae. ornamentum mamillatum ex cylindris triginta quattuor et tympanis margaritis triginta quattuor *Paul.* 155,33. cf. 34.

cymbium. vas potiorum. cymbia argentea crustis aureis illigata *Paul.* 154,35.

ADDENDA ET CORRIGENDA.*

- pag. 35,49 *post* 142,37 *add.* 267,7.
 " 36,4 " 104,8 " (238,30).
 " 59,22 " II, 4 " *absol. Paul.* 149,4.
 " 60,9 *pro* 771,51 *scrib.* 771,54.
 " 60,18 " 522,7 " 522,7.
 " 71,18 " 145,26 " 145,26.
 " 71,32 " 147,57.58. " 147,57. 38.
 " 71,44 " *Marcian.* " *Ulp.*
 " 75,23 *post* *Gai.* IV, 51 *add.* (accidere C).
 " 76,19 *pro* accessit *scrib.* accesset.
 " 89,19 " *Ulp.* " *Flor.*
 " 101,30 *post* 318,3 *add.* 318,32.
 " 101,31 " 448,33 " *Mod.* 317,3.
 " 101,31 *pro* capitis *scrib.* capitis.
 " 138,13 " *Ulp.* " *Paul.*
 " 139,3 " praestationem *scrib.* aestimationem.
 " 195,18 *post* *vat.* 11 *add.* (adiectum 550,18 *loc. gem.*).
 " 197,53 " *Scaev.* 435,17 (h.). *add.* *Flor.* 690,18 (h.).
 " 203,10 " adfectus *add.* affectu *Gai.* II, 50.
 " 203,16 " affectui " (manui *Ulp.*?).
 " 210,21 *pro* conversos *scrib.* conversas.
 " 215,42 *post* 70 *add.* *Pap.* 550,18 (quod usurarum legitimam accedit; additum *vat.* 11 *loc. gem.*).
 " 226,41 *pro* *ter* *scrib.* *semel*; *add.* *bis* alluvio.
 " 230,6 *del.* 824,3 (tutelam vel c.).
 " 230,8 *ante* 129,35 *add.* 80,16 (tutelam vel c.).
 " 230,49 " 60,8 " 21,19 (v. s.).
 " 230,49 *post* 77,36 " 80,16 (v. s.).

- pag. 231,21 *post* 837,4 *add.* — 1, 5, 2.
 " 235,9 " *Pomp.* " 838,12.
 " 238,15 *et* 21 *ante* ex transversa linea *add.* fratris sororisve.
 " 242,49 *post* *exc. add.* *Gai.* II, 65. III, 71.
 " 246,48 *pro* *Scaev.* *scrib.* *Iae.*
 " 246,51 *post* 27,16 *add.* 81,4.
 " 248,18 *post* *Forma* *add.* adpellari *Gai.* III, 116; *ceterum.*
 " 251,18 *pro* 64 *scrib.* 61.
 " 269,24 *substitutus* plenior *articulum* attribuo *pag.* 512, 29.
 " 276,42 *post* 215 *add.* (ex *coni.*).
 " 278,31 *pro* acceptio *scrib.* exceptio.
 " 282,14 *del.* officium luminibus et obscurant *Marcell.* 253,31.
 " 282,49 *post* 253,35 *add.* 31.
 " 295,25 " 640,40 " —
 " 314,22 " *Gai.* II, 168 *add.* *Ulp.* XXII, 30 (poenitentiam C).
 " 324,50 " 268 *add.* recitatio, usus *Paul.* 883,51.
 " 324,53 " 864,36 *add.* constitutae procuratorem *auct. inc. vat.* 317.
 " 349,26 " 249,43 *add.* indicium *Gai.* IV, 102.
 " 394,2 " 615,18 " munus *Ulp.* 925,18.
 " 397,9 " *vat.* 11 " (duplum 550,17 *loc. gem.*).
 " 397,9 *del.* sustinere *Ulp.* 925,18.
 " 398,49 *post* in rem *Ulp.* *add.* 444,11 *et.*
 " 401,31 *del.* *Ulp.* 444,11.

*) Quod in opere tanto et tam laborioso non semel erratum est, peritis hominibus excusatum iri speramus. Ceterum pars peccatorum minus editoribus Vocabularii imputanda est, quam iis, qui Indicem Digestorum confecerunt. Velut locorum, quos ad verbum 'censeo' pag. 711 addidimus, alter (471,38) in Indice invenitur s. v. 'senatus consultum', alter (310,3) s. v. 'consentio'. Quod nimirum antequam ad ultimum huius tomi fasciculum elaborandum adiremus, animadvertere non potuimus.

- pag. 402,18 *pro* chirographus scrib. chirographum.
 " 407,46 " daudam " dandam.
 " 416,37 " vel " vel.
 " 424,30 *post* 124 *add.* (ex coni).
 " 440,37 " Gai. III, 146 *add.* cf. 219, 219.
 " 448,12 " 503,4 " 603,24.
 " 454,24 " annorum " (anni C).
 " 462,37 *del.* 642,25.
 " 462,43 *post* Mod. *add.* 642,25.
 " 464,1 " 92,5 " 721,22.
 " 465,5 *del.* 721,22.
 " 468,35 *ante* anticipata *add.* usucapio.
 " 495,24 *post* IV, 126^a " (cf. Scaev. 468 35.
 715,8. Ulp. 186,16).
 " 495,53 *del.* = πρῶτον ἀγορεύων.
 " 512,18 *pro* 2, 2, 2 scrib. 2, 2, 1.
 " 527,27 " Call. " Cels.
 " 527,37 " 211,3 " 294,3.
 " 527,39 *ante* de albo corrupto Ulp. 40,23 *add.*
 quingentorum aureorum et trans-
 fer totum hunc locum in lin. 45.
 " 538,15 *post* 219 *add.* (an C. utroque loco).
 " 582,48 *pro* 508,7 scrib. 580,6.
 " 585,7 *post* 902,30 *add.* Pap. 590,26.
 " 585,9 *del.* Pap. 590,26.
 " 590,50 *post* 287,i (c. t.) *add.* ē (c. t.).
 " 590,53 " 298,35 " (c. t.).
 " 591,29 " III, 2, 2 " (c. t.).
 " 592,1 " 328,35 " (c. t.).
 " 593,3 " 281,i " (c. t.).
 " 601,3 *pro* (stip.) scrib. (form.).
 " 601,4 *post* IV, 47 *add.* (f. b.).
 " 612,9 " iurare " non calumniæ causa
 agere Gai. IV, 176.
 " 626,4 " IV, 77 *add.* (capita C.).
 " 626,52 *pro* heredres scrib. heredes.

- pag. 636,49 *post* 321,21 *add.* occurrit Iul. 752,18.
 " 637,13 " 388,39 " referro Paul. 300,16.
 " 641,39 " 204,37 " quod consecuta fuerit
 se restitutam Ven. 565,33.
 " 641,40 " 482,28 *add.* restitui (dotem) Ven.
 565,33.
 " 642,26 " (IV, 89). *add.* Pap. 117,46.
 " 642,26 " 172,28 " 759,14.
 " 642,28 " 50,11, 14. " 94,40.
 " 643,18 *del.* 759,14.
 " 643,38 " 94,40.
 " 645,40 *pro* 565,33. 58. scrib. (565,33. 33).
 " 646,36 *del.* 46.
 " 647,23 " (ex pluribus causis et chirographis).
 " 649,32 *pro* III, 5, 5. scrib. III, 5, 5.
 " 649,38 *post* 919,22. *add.* Dic. Fr. Ulp. 912,36.
 " 649,39 *del.* 912,10.
 " 652,22 *post* 352,22. 23. *add.* (582,31).
 " 652,45 *ante* utrique *add.* furti vel vi bon. rapt.
 actio competit Ulp. 582,31.
 " 671,17 *pro* cavere scrib. creditor.
 " 678,5 *del.* 582,31.
 " 696,53 *post* Gai. 216,i *add.* Maecian. 208,37. 46.
 " 697,2 *del.* 208,37. 10.
 " 699,44 *post* (c. indemnitis). *add.* 558,8.
 " 700,23 " 193,11. *add.* 49.
 " 701,7 *del.* 193,42.
 " 701,9 " 558,8.
 " 707,8 *post* 165,19. *add.* 170,22.
 " 711,33 " 423,5. " 471,56.
 " 711,45 " Paul. " 210,2.
 " 735,18 " 617,35. " 728,33. 780,30.
 " 736,6 *del.* 728,33. 780,30.
 " 739,17 *pro* cavere scrib. creditor.
 " 805,45 " II, 1, 45 " II, 1, 45.
 " 928,22 " 720,1 " 702,1.

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